

Closed Caption Log, Council Meeting, 01/11/07

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GOOD MORNING, I'M AUSTIN MAYOR WILL WINN, IT'S MY PRIVILEGE TO WELCOME THE REVEREND CATHY NORMAN FROM THE CHURCH OF SCIENTOLOGY TO LEAD US IN YOUR INVOCATION, PLEASE WISE. WILL WYNN.

LET US PRAY, MAY THE AUTHOR OF THE UNIVERSE ENABLE ALL PEOPLE TO REACH AN UNDERSTANDING OF THEIR SPIRITUAL NATURE. MAY AWARENESS AND UNDERSTANDING OF LIFE EXPAND SO THAT ALL MAY COME TO KNOW THE AUTHOR OF THE UNIVERSE AND MAY OTHERS ALSO REACH THIS UNDERSTANDING WHICH BRINGS TOTAL FREEDOM. WE ARE THANKFUL THIS MORNING FOR MANY BLESSINGS, FOR MEN AND WOMEN OF GOOD WILL WHO SERVE CONSCIENTIOUSLY, FOR A PATTERN OF GOVERNMENT THAT SEEKS TO GIVE A VOICE TO ALL PEOPLE AND FOR THE LIBERTIES AND FREEDOM THAT'S WE ENJOY. WE THINK NOW OF THOSE WHOSE LIBERTY IS THREATENED, OF THOSE WHO HAVE SUFFERED IMPRISONMENT FOR THEIR BELIEFS, OF THOSE WHO ARE ENSLAVED OR MARTYRED, OF ALL OF THOSE WHO ARE BRUTALIZED, ATTACKED OR TRAPPED. WE PRAY THAT HUMAN RIGHTS WILL BE PRESERVED SO ALL PEOPLE MAY WORSHIP FREELY, FREEDOM SEEN THROUGHOUT THE LAND. FREEDOM FROM WAR, POVERTY AND WANT, FREEDOM TO BE, TO DO AND TO HAVE AND FREEDOM TO ACHIEVE THAT UNDERSTANDING AND AWARENESS THAT IS TOTAL FREEDOM. MAY GOD LET IT BE SO. THANK YOU.

Mayor Wynn: THANK YOU, REVEREND NORMAN. THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, JANUARY 11th, 2007, APPROXIMATELY 10:22 A.M. WE ARE IN THE CITY COUNCIL CHAMBERS OF AUSTIN CITY HALL, 301 WEST SECOND STREET. WE HAVE A HANDFUL OF CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. THEY ARE -- FOR ITEM NO. 4, WE NEED TO STRIKE THE REFERENCE THAT IS GOING TO BE -- THAT WAS GOING TO BE REVIEWED BY THE AUSTIN AIRPORT ADVISORY COMMISSION ON JANUARY 9th AND INSERT THE PHRASE RECOMMENDED BY THAT COMMISSION. ON ITEM NO. 5, WE NEED TO CORRECT -- THE DESIGNATION OF CAPCOG, WHICH OF COURSE IT STANDS FOR THE CAPITAL AREA COUNCIL OF GOVERNMENTS. AND WE ALSO NEED TO CORRECT THE FACT THAT THIS WILL BE THE SANBORN MAP COMPANY, INCORPORATED. ITEM NO. 5. WE WILL NOTE THAT ON THIS AGENDA, MS. GENTRY, WE WILL BE POSTPONING PART OF THE CONSENT AGENDA, WE

NEED TO POSTPONE ITEM NO. 36 TO JANUARY 25th, 2007. OUR TIME CERTAIN ISSUES THIS MORNING, HERE AS SOON AS WE GET THROUGH OUR CONSENT AGENDA, WE ARE GOING TO HAVE OUR BRIEFING, AN UPDATE ON HOMELESS SERVICES, THIS IS A VERY IMPORTANT AND SOMEWHAT LENGTHY PRESENTATION THAT WE POSTPONED SEVERAL COUNCIL MEETINGS AGO AND APPRECIATE THE PAY SENSE AND THE COOPERATION OF ALL OF OUR PRESENTERS, WE WILL TAKE THAT UP IMMEDIATELY AFTER OUR CONSENT AGENDA IS PASSED. AT 12:00 NOON WE BREAK FOR THE GENERAL CITIZENS COMMUNICATIONS, AT 3:00 TECHNICALLY WE WILL RECESS THIS MEETING OF THE CITY COUNCIL AND TAKE UP A MEETING OF THE AUSTIN AUSTIN HOUSING FINANCE CORPORATION BOARD OF DIRECTORS MEETING FOR A SMALL AGENDA WITH THAT BOARD. 4:00 THE COUNCIL WILL COME BACK AND HAVE OUR ZONING HEARINGS, APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. 5:30, AS ALWAYS, WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS, OUR MUSICIAN TODAY IS DOUG MORELAND, STICK AROUND. AT 6:00 OPINION..... 6:00 WE HAVE OUR PUBLIC HEARINGS. WE WILL NOTE NOW THAT STAFF IS REQUESTING ITEM NO. 83 TO BE POSTPONED TO FEBRUARY 1st, 2007. ITEM NO. 85, A POSTPONEMENT ON BEHALF OF THE APPLICANT. ITEM NO. 87 A REQUESTED POSTPONEMENT TO FEBRUARY 15th, 2007. TECHNICALLY WE CAN'T TAKE UP THOSE POSTPONEMENT VOTES UNTIL THE POSTED TIME OF 6:00 P.M. BUT OFTENTIMES WE WILL FOLLOW STAFF'S RECOMMENDATION WHEN THERE'S A POSTPONEMENT REQUEST. SO FAR ONLY TIM NUMBER 56 PULLED OFF THE CONSENT AGENDA. ARE THERE ADDITIONAL ITEMS TO BE PULLED? HEARING NONE, I WILL READ OUR CONSENT AGENDA THIS MORNING NUMERICALLY. IT WILL GO TO APPROVE ITEMS NUMBER 1, 2, 3, 4, PER CHANGES AND CORRECTIONS, AS WELL AS 5, PER CHANGES AND CORRECTION, ITEM 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, AGAIN THE POSTPONEMENT TO JANUARY 25th, 2007 PER CHANGES AND CORRECTION, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, BOARD AND COMMISSION APPOINTMENTS. I WILL READ INTO THE RECORD. THE 2006 BOND OVERSIGHT COMMITTEE, JENNIFER MCPHAIL IS MAYOR PRO TEM DUNKERLY'S APPOINTMENT. [INDISCERNIBLE] COUNCILMEMBER LEFFINGWELL'S APPOINTMENT, MELVIN WRITTEN IS COUNCILMEMBER MCCRACKEN'S APPOINTMENT. TO THE HOUSING AUTHORITY, THE CITY OF AUSTIN, IRA DID YOU THINK -- DR. TYRA DUNCAN HALL AND HENRY FLORES ARE MY REAPPOINTMENTS. TO OUR LIBRARY COMMISSION, CAROLYN GOLDSTEIN IS COUNCILMEMBER COLE'S APPOINTMENT AND TO OUR URBAN TRANSPORTATION COMMISSION, ANDREW BUCKNALL IS COUNCILMEMBER LEFFINGWELL'S REAPPOINTMENT AND MEDICAL LESS SAY HAWTHORNE IS THE MAYOR PRO TEM'S APPOINTMENT AND GREG SAFFIRE IS COUNCILMEMBER MCCRACKEN'S APPOINTMENT. THAT'S ITEM NO. 50 ON THE CONSENT AGENDA. MOVING ON WITH THE APPROVED ITEMS. ITEM 51, 52, 53, 54, 55, AND THAT ENDS THE CONSENT AGENDA. I WILL ENTERTAIN A MOTION. MOTION MADE BY COUNCILMEMBER MARTINEZ AND SECONDED BY COUNCILMEMBER MCCRACKEN TO APPROVE THE CONSENT AGENDA AS READ. COMMENTS? COUNCILMEMBER MARTINEZ?

THANK YOU, MAYOR, THERE'S A COUPLE OF ITEMS ON THE AGENDA THAT WE ARE ADOPTING, A COUPLE OF ITEMS FROM COUNCIL I WANTED TO MAKE MENTION OF. THE

FIRST ONE BEING ITEM 53, CREATING THE HOMESTEAD PRESERVATION DISTRICT. THIS IS A CULMINATION OF MANY YEARS OF WORK BY A LOT OF FOLKS. I WANT TO THANK CITY MANAGER FUTRELL, ALL OF THE STAFF FOR WORKING WITH REPRESENTATIVE RODRIGUEZ WHO IS HERE THIS MORNING AND I WANT TO THANK HIM FOR HIS HARD WORK. WE ARE GOING TO GO BACK INTO THE "LEGE" THIS SESSION WITH REPRESENTATIVE RODRIGUEZ MAKING SOME MINOR AMENDMENTS TO THE ORIGINAL LEGISLATION SO THAT IT CAN BE -- YOU KNOW THE BEST POSSIBLE TOOL FOR US TO CREATE LONG-TERM AFFORDABILITY IN CENTRAL EAST AUSTIN. SO I WANT ON THANK REPRESENTATIVE RODRIGUEZ FOR BEING HERE.

Mayor Wynn: THANK YOU, COUNCILMEMBER. IN FACT IF I CAN, JUST A POINT OF PRIVILEGE. REPRESENTATIVE RODRIGUEZ I APPRECIATE IT IF YOU COULD JUST COME UP AND SAY A FEW WORDS. WHILE -- WHILE HE COMES UP, WE WILL NOTE THAT HE'S ABOUT TO GET VERY, VERY BUSY AS THE LEGISLATURE WAS SWORN INTO OFFICE JUST THIS WEEK. AND AGAIN THIS IS A VERY IMPORTANT BUT COMPLICATED PIECE OF LEGISLATION THAT COUNCILMEMBER -- THAT STATE REPRESENTATIVE RODRIGUEZ CARRIED THROUGH THE LEGISLATURE LAST SESSION AND WHAT CAME OF THAT WAS VERY GOOD WORK BECAUSE IT ALLOWED A LOT OF DETAILED ANALYSIS ABOUT ALL OF THESE DIFFERENT TOOLS, POTENTIAL TOOLS THAT WE COULD PUT INTO OUR TOOL BOX TO -- TO CARRY ON THIS VERY IMPORTANT WORK. I WANT TO THANK REPRESENTATIVE RODRIGUEZ FOR THE EFFORT. WE THINK THAT THIS WILL BE -- RELATIVELY EASIER THE SECOND TIME AROUND TO MAKE THESE AMENDMENTS AND WE LOOK FORWARD TO WORKING WITH YOU, BUT WELCOME.

THANK YOU, THANK YOU, MAYOR, THANK YOU, COUNCIL, TOBY. I WANT TO BE REALLY BRIEF. ACTUALLY WE ARE SUPPOSED TO BE IN SESSION RIGHT NOW. BUT AFTER MY VOTE ON TUESDAY, I KIND OF FEEL MORE COMFORTABLE HERE [LAUGHTER] AT LEAST FOR A WEEK OR SO. SO I MIGHT HANG OUT HERE FOR A LITTLE WHILE LONGER. I JUST WANTS TO SAY THANKS. I KNOW THAT I HAVE TALKED TO JUST ABOUT EVERY COUNCILMEMBER HERE ABOUT THIS LEGISLATION AND I KNOW THAT YOU ALL UNDERSTAND THE SERIOUSNESS OF THE AFFORDABILITY PROBLEM I THINK THAT WE HAVE OF HOUSING HERE IN AUSTIN AND THE FUTURE OF EAST AUSTIN AND GENTRIFICATION AND THOSE KINDS OF ISSUES. I KNOW THAT THERE'S A LOT OF COMMITMENT ON THIS COUNCIL TO TRY TO ADDRESS THAT. AND I JUST WANT TO THANK ALL OF YOU FOR -- FOR HAVING THE GUTS TO REALLY WANT TO DO SOMETHING ABOUT IT. THANK TOBY FOR WORKING WITH ME ON IT. I THINK IT WILL BE A GOOD THING. I KNOW THAT I'M GOING TO BE TALKING TO YOU GUYS DURING THE SESSION AS WE PROGRESS, HEARINGS ALL OF THAT KIND OF THING, MAKE SURE THAT WE ARE ALL WORKING TOGETHER. I WILL BE WORKING WITH THE COUNTY AS WELL. THIS IS NOT JUST A CITY ISSUE. THIS IS A COUNTY ISSUE AS WELL. THEY UNDERSTAND THAT AS WELL. SO I'M GOING TO BE WORKING WITH BOTH GOVERNMENTS SO TO SPEAK. BUT I REALLY DO APPRECIATE ALL THAT YOU DO HERE AND YOUR COMMITMENT TO AFFORDABLE HOUSING. THANKS A LOT.

THANK YOU REPRESENTATIVE RODRIGUEZ. [APPLAUSE]

Mayor Wynn: FURTHER COMMENTS ON THE CONSENT AGENDA? COUNCILMEMBER COLE?

Cole: I ALSO WANT TO THANK REPRESENTATIVE RODRIGUEZ FOR BEING SO BRAVE IN ISOLATING A CERTAIN SECTION OF UP TO TO CONCENTRATE ON FIRST FOR AFFORDABLE HOUSING AND RECOGNIZING THAT THAT AREA HAS RECEIVED PARTICULAR INFLUX AND INCREASE IN PROPERTY VALUES AND THAT WE AS A COUNCIL HAVE DECIDED TO DO SOMETHING ABOUT THAT. HIS BRAVERY FOR TAKING THAT TO THE LEGISLATURE AND PARTNERING WITH THE COUNTY ALSO.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS ON THE CONSENT AGENDA? COUNCILMEMBER KIM?

Kim: MAYOR, DO WE HAVE ITEM 56 ON THE -- ON THE CONSENT AGENDA AS WELL? WHICH IS THE CONGRESS AVENUE RETAIL RETENTION?

Mayor Wynn: NO, WE PULLED IT THINKING THERE WOULD BE A LITTLE BIT LENGTHIER DISCUSSION ON THAT.

Kim: THANKS.

Mayor Wynn: A MOTION AND A SECOND ON THE TABLE TO APPROVE THE CONSENT AGENDA AS READ INTO THE RECORD. AGAIN ALL ITEMS EXCEPTING ITEM NO. 56. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. COUNCIL THAT TAKES US TO OUR 10:30 TIME CERTAIN POSTED FOR AN OVERVIEW AND UPDATE ON HOMELESS SERVICES TO OUR COMMUNITY. I WOULD LIKE TO INTRODUCE THE ASSISTANT CITY MANAGER BURKE WHO WILL INTRODUCE OUR SPEAKERS.

MAYOR, MAYOR PRO TEM, CITY COUNCIL MEMBERS, MEMBERS OF THE AUDIENCE, THANK YOU VERY MUCH, I'M THE ASSISTANT CITY MANAGER WITH THE CITY OF AUSTIN. FOR MORE THAN 10 YEARS THE CITY HAS BEEN INVOLVED IN RECOGNIZING AND ADDRESSING HOMELESS SERVICES. THE CREATION OF THE HOMELESS TASK FORCE IN 1996 WAS THE BEGINNING OF A COLLABORATIVE AND COORDINATED APPROACH TO PROVIDING HOMELESS SERVICES. IN '98 THE AUSTIN CITY COUNCIL WAS INVOLVED IN ADOPTING THE HOMELESS SELF SUFFICIENCY AND RESPONSIBILITY INITIATIVE WITH THE GOAL OF INCREASING SERVICES TO ADDRESS CRITICAL GAPS IN PROVIDING HOMELESS PERSONS WITH THE RESOURCES THEY NEED TO BECOME AS SELF SUFFICIENT AS POSSIBLE. MOST RECENTLY THE HEALTH AND HUMAN SERVICES SUBCOMMITTEE WAS A PART OF AND

HEARD THE ENDING CHRONIC HOMELESSNESS PROGRESS REPORT AND THIS COUNCIL APPROPRIATED IN THIS CURRENT FISCAL YEAR ONE MILLION FOR A MENTAL HEALTH TRANSITIONAL HOUSING FACILITY THROUGH NEIGHBORHOOD HOUSING 7 COMMUNITY DEVELOPMENT DEPARTMENT. OUR PRESENTATION TODAY INCLUDES WHAT I THINK IS A COMPREHENSIVE OVERVIEW OF SOME OF THE ESSENTIAL COORDINATED EFFORTS THAT ARE GOING ON IN OUR COMMUNITY TO ADDRESS HOMELESS SERVICES. MR. RICK RIVERA, CHAIR OF THE HOMELESS TASK FORCE, WILL EXPLAIN HOW THAT ORGANIZATION IS USING A COLLABORATIVE PROCESS TO ADDRESS ISSUES AND IDENTIFY GAPS. JOHN NYFELER THE CHAIR OF ECHO WILL TAKE ABOUT EFFORTS AIMED AT HOMELESSNESS. AL LAMB GRAMM WILL -- ALLAN GRAHAM WILL SHOW ON SHORT VIDEO OF HIS MOBILE LEAVES. MR. RICHARD TROXELL WILL ADDRESS NEEDS TAKEN. THEN TO CONCLUDE DAVID LURIE, THE DIRECTOR OF HEALTH AND HUMAN SERVICES WILL PROVIDE A FORMAL PRESENTATION WITH BACKGROUND INFORMATION ON WHAT THE CITY HAS ACCOMPLISHED AND THE PLAN TO IDENTIFY -- TO ADDRESS SOME OF THESE IDENTIFIED GAPS. BEFORE WE START, WE WANTED TO GIVE YOU BACKGROUND. WANTED TO SHARE WITH YOU WHAT WE CONSIDER AS A COMPREHENSIVE APPROACH TO THIS NEED AND HOW OUR PARTNERS AND THE CITY'S EFFORTS PLAY A CRITICAL ROLE.... ROLE. AS WE LOOK AT THE VERY BROAD SPECTRUM OF OUR HOMELESS CONTINUUM OF SERVICES, UNDER HOMELESS PREVENTION WE HAVE ATTENTION TO PAY BENEFITS, BILLS.

EMERGENCY RENT AND MORTGAGE. SOME EXAMPLES MAY BE, INCLUDING FAMILY ELDER CARE AND CARITAS. IN THE AREA OF STREET OUTREACH AND INTAKE ASSESSMENT, WE HAVE OUTREACH AND COUNSELING, INTAKE AND ASSESSMENT INTO CASE MANAGEMENT, PERFECT EXAMPLES OF THIS MAY BE MHMR ACCESS AND MOBILE LOAVES AND FISHES. UNDER THE AREA OF SHELTER WE HAVE EMERGENCY SHELTER FOR ADULTS, FAMILIES, YOUTH AND DOMESTIC VIOLENCE. THESE INCLUDE SHELTERS LIKE THE WOMEN AND CHILDREN'S SHELTER BY SALVATION ARMY, THE DOWNTOWN FACILITY WHICH THE CITY IS A PARTNER IN. WE PROVIDE A SMALL PERCENTAGE OF FUNDS, ARCH FRONT STEPS, CASA MARIENELLA, LIVE WORKS, SAFE PLACE, FURNISH UP. UNDER TRANS..... TRANSITIONAL HOUSING, HOUSING TRANSITION FROM EMERGENCY SHELTER AND STREETS TO AFFORDABLE HOUSING. SOME OF OUR PARTNERS INCLUDE LIFE WORKS WITH THEIR MAIN FOCUS BEING YOUTH, BLACK LAND, CASA MARINELLA, SAFE PLACE, COMMUNITY PARTNERSHIP FOR THE HOMELESS, THEIR MAIN FOCUS IS VETERANS AND NEW REQUESTS FOR APPLICATIONS FOR WOMEN WHICH WAS FORMERLY PUSH UP. UNDER AFFORDABLE HOUSING, WHICH INVOLVES ASSISTED SUPPORTED SERVICES AND AFFORDABLE PERMANENT HOUSING, WE HAVE SOME FACILITIES UNDER THE AFFORDABLE PERMANENT HOUSES AREA WHICH INCLUDE GARDEN TERRACE, SPRING TERRACE AND MOBILE LOAVES ON WHEELS WHICH IS A PROGRAM THAT ALLAN GRAHAM WILL BE DISCUSSING WITH YOU THIS MORNING. THEN OF COURSE ASSISTED SUPPORTED HOUSING, TENANT BASED RENTAL ASSISTANCE THROUGH OUR NEIGHBORHOOD HOUSING DEPARTMENT. WE HAVE HAD THE PLEASURE OF WORKING WITH SOME EXCELLENT PARTNERS IN THE PAST THAT HAVE SHOWN A STRONG COMMITMENT TO ADDRESS THIS CRITICAL COMMUNITY ISSUE THROUGH

COMMUNITY PLANNING. THIS PLANNING CROSSES OVER THE WHOLE SPECTRUM OF OUR CONTINUUM OF SERVICES THAT INCLUDES THE WORK OF THE HOMELESS TASK FORCE, THE ENDING CHRONIC HOMELESSNESS ORGANIZING COMMITTEE, REENTRY ROUND TABLE AND THE BASIC NEEDS COALITION. A FAMOUS AUTHOR ONCE SAID NO COMMUNITY COULD FUNCTION WITHOUT THE PEOPLE WHO CONSISTENTLY GIVE MORE THAN THEY GET. IN TODAY'S PRESENTATION, WE HAVE SEVERAL ORGANIZATIONS AND GROUPS SOLELY DEDICATED TO HOMELESS SERVICES AS WELL AS MANY OTHERS THAT ARE IN OUR AUDIENCE TODAY WHO DO THIS EVERY DAY. BECAUSE OF THAT, WE ARE A BETTER COMMUNITY. WITH THAT LET ME TURN IT OVER TO MR. RIVERA WITH OTHERS FOLLOWING HIM TO CONTINUE WITH THE REMAINDER OF THE PRESENTATION. THANK YOU.

Mayor Wynn: THANK YOU. I APOLOGIZE, MR. RIVERA, EARLIER COUNCIL AS PART OF OUR CONSENT AGENDA WE OF COURSE APPROVED ITEM NO. 53 REGARDING THE HOMESTEAD PRESERVATION DISTRICT. THERE WAS TWO CITIZENS WHO WANTED TO ADDRESS US WHILE WE HAD THAT ON THE DOCKET. ALTHOUGH THEY BOTH ARE IN FAVOR. I APOLOGIZE, I WOULD LIKE TO IF THEY ARE STILL -- IF THEY STILL WOULD LIKE TO SPEAK TO US, SUSANA ALMANZA AND ERIC YOUNG WOULD LIKE TO ADDRESS THE COUNCIL REGARDING THE HOMELAND PRESERVATION DISTRICT. I APOLOGIZE TO THEM, PARTICULARLY IF THEY HAVE LEFT NOT BEING ABLE TO SPEAK. AGAIN THEY WERE IN FAVOR OF OUR ACTION, SIGNED UP WISHING TO SPEAK. IF THEY RETURN I WILL BE SURE AND GIVE THEM THAT OPPORTUNITY. APOLOGIZE, MR. RIVERA, WELCOME.

THANK YOU. GOOD MORNING. ON ANY GIVEN DAY THERE ARE APPROXIMATELY 4,000 HOMELESS PEOPLE IN AUSTIN, TRAVIS COUNTY. THE TWO PRIMARY REASONS THAT WE HAVE DETERMINED WHY PEOPLE BECOME AND REMAIN HOMELESS ARE GOING TO BE POVERTY AND LACK OF RESOURCE. I'M RICK RIVERA. THE CHAIR OF THE HOMELESS TASK FORCE. AND I ALSO WORK WITH FAMILY CONNECTIONS. THE HOMELESS TASK FORCE IS A -- ONE OF THE ISSUE AREA PLANNING GROUPS UNDER THE COMMUNITY ACTION NETWORK. AS OUR NAME IMPLIES WE CONCENTRATED OUR EFFORTS ON PLANNING AROUND HOMELESSNESS. IN OUR EFFORTS TO GO AHEAD AND -- AND ADDRESS ISSUES OF HOMELESSNESS, WE CONCERN OURSELVES WITH ISSUES AROUND THE PREVENTION OF HOMELESSNESS, ACTUALLY PROVIDING SERVICES AND IMPROVING THE SITUATION FOR THOSE THAT ARE HOMELESS AND TRYING TO FIND RESOURCES AND IDEAS, SOLUTIONS, TO ENDING HOMELESSNESS AND GETTING PEOPLE OFF OF THE STREETS. THE CONDITION OF HOMELESSNESS AFFECTS EVERYBODY FROM -- EVERYONE FROM ANY AGE GROUP FROM INFANCY FROM OUR CHILDREN TO OUR ELDERLY. OUR ELDERLY, EXCUSE ME. I GET NERVOUS AT THESE THINGS. AND AS THE COST OF LIVING CONTINUES TO RISE IN OUR COMMUNITY, WE FIND THAT WE ARE GOING -- THAT WE HAVE SEEN MORE AND MORE PEOPLE BECOME HOMELESS IN OUR TIME. THE STRUCTURE OF THE COMMUNITY OF THE HOMELESS TASK FORCE IS AS PRESENTED TO YOU, COMMUNITY ACTION NETWORK, OF COURSE PLANNING, UNDERNEATH A HOMELESS TASK FORCE SPECIFICALLY, GOING TO BE THE EXECUTIVE POLICY AND ADVOCACY COMMITTEE. COMMUNITY EDUCATION COMMITTEE, STAND DOWN, THE ENDING CHRONIC HOMELESSNESS COMMITTEE, WHICH ITSELF HAS

VARIOUS PLANNING GROUPS WITHIN ITSELF, ONE BEING PLAN EVALUATION, ANOTHER PREVENTION, EXITING, SYSTEMIC ISSUES AND ADVOCACY..... ADVOCACY. THE INFORMATION OF -- SUMMARY OF WHAT WE -- WHAT WE DO ON A REGULAR BASIS, WHAT WE HAVE ACCOMPLISHED, WE'VE HELD TWO COMMUNITY AWARENESS EVENTS THIS PAST YEAR IN 2006, EXCUSE ME. WE'VE PUBLISHED -- GOT OUR WEBSITE UP. WE HAVE CREATED A BROCHURE ON HOMELESSNESS K. WE HAVE JOINED THE COALITION FOR HOUSING ADVOCACY, SUPPORTED THE WORK, EFFORTS OF HOUSING WORKS AROUND THE HOUSING BONDS. WE HAVE SUPPORTED THE COMMUNITY VOICE MAIL PROJECT. ENHANCED THE USE OF HOMELESS MANAGEMENT INFORMATION SYSTEM, HMIS SYSTEM, WHICH HELPS US TRACK EXACTLY HOW MANY HOMELESS PEOPLE THAT ARE OUT THERE, UTILIZING SERVICES, WHAT SERVICES THEY ARE UTILIZING. AND WE HAVE EXPANDED COLLABORATIVE OPPORTUNITIES. ON AN ANNUAL BASIS, WE CONDUCT PLANNING AROUND THE CONTINUUM OF CARE APPLICATION, WHICH BRINGS IN -- IN ABOUT -- BETWEEN 3 TO \$4 MILLION ANNUALLY FOR HOMELESS SERVICES IN OUR COMMUNITY. SOME OF THE CHALLENGES AROUND THAT ARE GOING TO BE THAT WE -- THAT PARTICULAR FUNDING STREAM CHANGED ITS PRIORITY TO MAINLY HOUSING AND PUSHING OUT SUPPORTIVE SERVICES. WE FACE CHALLENGES IN TRYING TO ADDRESS, KEEP THAT MONEY WITHIN OUR COMMUNITY IN ITS CURRENT STATE. WE HAVE A COUPLE OF PROGRAMS THAT ARE SUPPORT SERVICES ONLY PROGRAMS, THEY ARE PROVEN AND SUCCESSFUL AND GIVEN WHAT H.U.D.'S PRIORITIES ARE, TRY TO FIND OTHER WAYS TO FUND THOSE, SOON ENOUGH AS HAS BEEN INDICATED AT LEAST ON THE CURRENTLY FROM H.U.D. WE WILL NOT BE ABLE TO APPLY FOR SUPPORTIVE SERVICE DOLLARS IN THE AMOUNT THAT WE ARE APPLYING FOR THEM. WE SUPPORTED THE BASIC NEEDS COALITION IN THEIR EFFORTS WITH AUSTIN ENERGY TO ADDRESS THE ARRANGEMENTS FOR THOSE WHO ARE EXPERIENCING UTILITY DEBT OR CRUDE UTILITY DEBT. THE WAIFK NEEDS COALITION AND AUSTIN ENERGY TO TRY TO ADDRESS THOSE ISSUES THAT ARE FACING THOSE INDIVIDUALS AND FAMILIES THAT DO NOT HAVE ACTIVE SERVICE, BUT HAVE UTILITY DEBT AND CANNOT GET THAT STARTED UP BECAUSE OF THAT DEBT. WE -- AND ANNUALLY WE ALSO GO AHEAD AND WE CAN -- EVERY OTHER YEAR H.U.D. REQUIRES US, THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT REQUIRES US TO GO AHEAD AND CONDUCT THE COUNT AND -- AND THAT IS MAINLY PULLED OFF BY THE HOMELESS TASK FORCE AND VOLUNTEERS WITHIN OUR COMMUNITY. WE DON'T HAVE A LOT OF RESOURCE BEHIND THAT. WE DO GET SOME CITY SUPPORT IN THAT, WE DON'T HAVE A LOT OF RESOURCE BEHIND THAT. IT MAKES IT VERY CHALLENGING TO GO AHEAD AND ACTUALLY PERFORM AN EXTENSIVE COUNT OF THOSE WHO ARE HOMELESS IN OUR COMMUNITY. THEN WE ARE ALSO LOOKING, GLAD TO GO AHEAD AND SEE THAT THERE WAS A RECENT RFQ FOR SERVICES FOR WOMEN. WE RECOGNIZED THAT NEED, IT'S BEEN BROUGHT TO OUR ATTENTION VERY RECENTLY, INCREASINGLY, THAT THERE ARE NEEDS FOR WOMEN WHO ARE -- WHO CURRENTLY NOT SHELTERED AND CURRENTLY KIND OF LIVING ON THE STREETS. SOME OF OUR OTHER CHALLENGES INCLUDE AFFORDABLE HOUSING. 30% OF THE HOUSEHOLD'S INCOME IS SOMETHING THAT H.U.D. USES TO GO AHEAD AND DEFINE AFFORDABLE HOUSING. SUPPORTIVE SERVICES, CHILD CARE, EMPLOYMENT SERVICES, GENERAL HEALTH CARE

AND CASE MANAGEMENT ARE KEY TO HELPING MANY PEOPLE IN OUR -- WHO ARE HOMELESS IN OUR COMMUNITY CONQUER, OVERCOME THEIR HOMELESSNESS. SUBSTANCE ABUSE TREATMENT BEDS. THERE ARE A COUPLE OF TREATMENT BED, A FEW IN OUR COMMUNITY, IT'S ABOUT AVAILABILITY AND HAVING THEM IMMEDIATELY AVAILABLE. WE DON'T BELIEVE THAT THERE IS ENOUGH CAPACITY CURRENTLY DESIGNATED TOWARDS HOMELESSNESS TO GO AHEAD AND ACTUALLY GET PEOPLE WHEN THEY ARE READY TO GO AHEAD AND ADDRESS THESE ISSUES INTO A BED AND IN THROUGH TREATMENT. MENTAL HEALTH SERVICES. CONTINUED NEED WITHOUT MENTAL HEALTH SERVICES WE CAN ONLY ASSUME THAT SUBSTANCE ABUSE TREATMENT WILL KIND OF -- SUBSTANCE ABUSE WILL CONTINUE TO BE A -- A BURDEN ON THOSE WHO ARE HOMELESS AS WELL. THE MOST VISIBLE GROUP OF HOMELESS PERSONS, ESPECIALLY IN THE DOWNTOWN AREA, IS WHAT WOULD BE CONSIDERED TO BE CHRONIC HOMELESS INDIVIDUALS. JOHN WILL BE -- WILL BE PRESENTING TO YOU ON THAT, THANK YOU VERY MUCH FOR YOUR TIME, THANK YOU FOR YOUR PAST SUPPORT OF THIS TASK FORCE AND FOR YOUR PAST SUPPORT OF HOMELESS SERVICES. WE DO RECOGNIZE WHAT SUPPORT YOU HAVE GIVEN, THANK YOU VERY MUCH.

THANK YOU MR. RIVERA FOR YOUR WORK. WELCOME, MR. NEFLER.

THANK YOU MR. MAYOR, MAYOR PRO TEM, MEMBERS OF THE COUNCIL. MY NAME IS JOHN NEYFLER, MY HONOR TO SERVE AS CHAIR OF ECHO, THE ENDING CHRONIC HOMELESSNESS ORGANIZING COMMITTEE. FOR THE CITY OF AUSTIN. AND THE -- THE AUSTIN METROPOLITAN AREA. ECHO HAS AS ITS PRIMARY PURPOSE THE -- THE WORK TO END CHRONIC HOMELESSNESS IN AUSTIN AND TRAVIS COUNTY. OUR ROLE IS PRIMARILY ONE OF IDENTIFYING SPECIFIC STRATEGIES WHICH MAY BE USED OVERSEEING AND ANY ONGOING AND PRIORITIZATION OF ACTIVITIES THAT RELATE TO THE EFFORTS TO END CHRONIC HOMELESSNESS IN OUR COMMUNITY. NOW, A FAIR QUESTION THAT YOU MIGHT HAVE IS WELL WHAT'S THE DIFFERENCE BETWEEN A PERSON WHO IS CHRONICALLY HOMELESS AND OTHER HOMELESS INDIVIDUALS. THE -- THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HAS GIVEN US A DEFINITION WHICH WE USE FOR THAT PURPOSE. THAT IS AN UNACCOMPANIED HOMELESS INDIVIDUAL WITH A DISABLING CONDITION WHO HAS EITHER BEEN CONTINUOUSLY HOMELESS FOR A YEAR OR MORE OR WHO HAS HAD THESE FOUR EPISODES OF HOMELESSNESS IN THE PAST THREE YEARS. ANOTHER QUESTION THAT YOU MIGHT HAVE IS, WELL, OF THE HOMELESS POPULATION, WHICH RICK HAS MENTIONED TO YOU, HOW MANY OF THOSE MIGHT FALL INTO THIS CATEGORY OF CHRONIC HOMELESSNESS? THE BEST JUDGMENT THAT WE CAN MAKE AND THOSE WHO ARE EXPERT IN THIS AREA SAY THAT PERHAPS IN AUSTIN THERE MAY BE SIX TO 700 INDIVIDUAL WHO WOULD QUALIFY FOR THAT DEFINITION OF CHRONIC HOMELESSNESS. THE CRITICAL ISSUE IN THAT IS THAT THOSE INDIVIDUALS WHO NOT ONLY HAVE BEEN HOMELESS BUT WHO HAVE SOME DISABLING CONDITION, EITHER A PHYSICAL DISABILITY, SUBSTANCE ABUSE, MENTAL ILLNESS OR SOME SIMILAR TYPE OF DISABILITY THAT CONTINUES TO KEEP THEM IN THAT CONDITION OF CHRONICALLY HOMELESS. RICK MENTIONED THAT ECHO HAS ITSELF ORGANIZED IN SUCH A WAY TO DO ITS WORK AND THERE ARE FOUR -- FOUR SEPARATE AREAS THAT WE ARE FOCUSED ON. NUMBER ONE,

PLANNING AND EVALUATION, HELPING TO MAKE DECISIONS ABOUT WHAT OUGHT TO BE DONE AND WHEN AND HOW. CLEARLY THE -- A MAJOR EFFORT IN PREVENTION. IF A PERSON CAN BE KEPT FROM BECOMING A -- CHRONICALLY HOMELESS, THEN THAT IS CERTAINLY THE -- THE BEST APPROACH THAT WE CAN HAVE. EXITING ACTIVITIES ALSO DEAL WITH THOSE INDIVIDUALS WHO ARE BEING DISCHARGED FROM -- FROM? INSTITUTION, EITHER FROM THE CRIMINAL JUSTICE SYSTEM OR FROM HEALTH CARE SYSTEM WHO WOULD OTHERWISE BE ON THE STREETS. SO DEALING WITH THOSE INDIVIDUALS AS THEY EXIT THE -- THE COMPONENTS OF OUR COMMUNITY IS AN IMPORTANT ISSUE AS WELL. ONE OF THE THINGS THAT WE ARE DOING TODAY IN DEVELOPING POLICY ADVOCACY AND FUNDING RESOURCES IS THIS KIND OF PRESENTATION TO YOU TODAY TO BE SURE THAT -- THAT THOSE THINGS THAT NEED TO BE DONE ARE PROPERLY ATTENDED TO FROM A POLICY STANDPOINT OR FROM SUCH A FUNDING STANDPOINT. WELL, WE HAVE BEEN IN BUSINESS AS ECHO FOR A COUPLE OF YEARS. WHAT HAS BEEN SUCCESSFUL FOR STEPS. THROUGH THE SUPPORT AND -- AND -- OF THE CITY COUNCIL AND FUNDING AND FROM A POLICY STANDPOINT, WE HAVE INCREASED THE -- THE ARCH NIGHT SLEEPING CAPACITY BY 70 MATS AND THE ARCH HAS BEEN OPEN FOR WEEKEND SERVICES FOR THE HOMELESS COMMUNITY AS WELL. ECHO PARTICIPATED IN RECEIVING FUNDING FOR A PROGRAM FOR A CHRONICALLY HOMELESS AND THE NEW SPRING TERRACE WILL INCLUDE A SUPPORTED HOUSING PROGRAM AS A PILOT PROJECT AS WELL. THERE HAS BEEN INITIATED A COLLABORATIVE GRANT APPLICATION TO THE AUSTIN-BERGSTROM SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION. FURTHER WE HAVE SUPPORTED THE RESPITE AND RECOUP RECOOPERATIVE CARE IN AUSTIN. THAT WILL INCLUDE THOSE WHO HAVE BEEN DISMISSED FROM A HOSPITAL, BUT WHO ARE NOT IN A CONDITION TO SIMPLY GO BACK ON THE STREET, IF YOU WILL. AND SO -- SO IN SUMMARY, YOUR FAIR QUESTION MIGHT BE WHAT ARE WE DOING DIFFERENTLY NOW THAN WE HAVE BEEN DOING. WE WILL SEE IN THE MATERIAL BEFORE YOU THAT THERE ARE A LIST OF A NUMBER OF THINGS THAT WE HAVE DONE. I WILL NOT TRY TO GO THROUGH ALL OF THOSE, BUT CLEARLY A FOCUS ON AFFORDABLE HOUSING, BRINGING BETTER INFORMATION AND RELIABLE INFORMATION TO THE COMMUNITY AS WELL, IMPROVING COMMUNICATIONS. I WILL SAY TO YOU THAT THOSE SOCIASERVICE.....SOCIAL SERVICE PROVIDERS DEALING WITH CHRONIC HOMELESS MAINTAIN A STRONG RELATIONSHIP WITH THE BUSINESS AND DOWNTOWN COMMUNITY AS WELL. ONE OF THE THINGS THAT'S SOMEWHAT INTANGIBLE IS THAT WE REALLY ARE THINKING SERIOUSLY ABOUT CURING CHRONIC HOMELESSNESS IN AUSTIN. THIS COMPONENT IS A PART OF A NATIONAL PROGRAM FORMED BY THE CURRENT ADMINISTRATION TO CURE CHRONIC HOMELESSNESS IN THE UNITED STATES IN A 10 YEAR PERIOD. YOU MIGHT ASK IS THAT AN AMBITIOUS PROGRAM? OF COURSE IT IS. BUT WE ARE THINKING NOW THAT THAT IS A SERIOUS AND A VERY ACHIEVABLE -- A VERY ACHIEVABLE GOAL. PROBABLY THE LAST THING THAT I WANT TO EMPHASIZE WITH YOU IS THAT -- THAT ECHO IS NOT A STAND ALONE OPERATION ALL BY ITSELF. WE ARE INTERACTING WITH OTHER COMMUNITY GROUPS AND PLANNING INDIVIDUALS. WE ARE A CREATION OF THE COMMUNITY ACTION NETWORK AND SO WE LOOK BACK TO THAT ORGANIZATION MADE UP OF -- OF A LONG VARIETY OF COMMUNITY GROUPS AS -- FOR GUIDANCE IN THOSE THINGS

THAT WE DO. THE OTHER MAJOR COMPONENTS OF THOSE INDIVIDUALS AND ORGANIZATIONS IN CENTRAL TEXAS THAT ARE INTERESTED IN THIS IR, WE ARE WORKING WITH ON -- ON A ROUTINE AND REGULAR BASIS. ECHO IS GRATEFUL FOR THE SUPPORT BOTH IN -- IN BUDGETING AND POLICY THAT -- THAT COUNCIL HAS MADE IN THE PAST AND WE LOOK FORWARD TO WORKING WITH YOU ON THIS IMPORTANT ISSUE IN THE FUTURE. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU FOR YOUR SERVICE. WELCOME, MR. GRAHAM, I HAVE BEEN LOOKING FORWARD TO THIS PRESENTATION FOR OVER A MONTH NOW.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS. HELLO. MY NAME IS ALLAN GRAHAM. I AM THE PRESIDENT AND FOUNDER OF MOBILE LOAVES AND FISHES, A SOCIAL OUTREACH MINISTRY WHOSE MISSION IS REPROVIDE FOOD, CLOTHING AND DIGNITY TO OUR BROTHERS AND SISTERS IN NEED. MOBILE LOAVES AND FISHES WAS FOUNDED IN THE FALL OF 1998 AND TODAY WE OPERATE NINE CATERING TRUCKS IN AUSTIN, SAN ANTONIO AND NEW ORLEANS. THAT GO OUT ON THE STREETS EVERY NIGHT OF THE WEEK. IN 2006, WE SERVED APPROXIMATELY 250,000 MEALS TO THE HOMELESS AND WORKING POOR. WE ACCOMPLISHED THIS THROUGH A VOLUNTEER ARMY OF OVER 7,800 INDIVIDUALS FROM 75 DISTINCT COMMUNITIES. RELIGIOUS, SECULAR, SCHOOLS, BUSINESS, ET CETERA. WE HAVE FOUNDED OR CO-FOUNDED THREE COMPANIES, I MAY BEST BE KNOWN AS HAVING DEVELOPED OF THE MANAGING PARTNER OF THE AIR CARGO FACILITIES, BELLY FREIGHT FACILITIES AND THE GROUND SERVICE EQUIPMENT MAINTENANCE FACILITIES OUT AT AUSTIN BERGSTROM INTERNATIONAL AIRPORT. I SPENT MANY HOURS IN FRONTS OF THE BRUCE TODD COUNCIL AND WORKED WITH MANY OF OUR CITY STAFF. I AM HERE TODAY TO TELL YOU ABOUT AN EXCITING PROJECT THAT MOBILE LOAVES AND FISHES WANTS TO BUILD IN SERVICE TO OUR COMMUNITY AND IN SERVICE TO THOSE WHO FOR WHATEVER REASONS FINDS THEMSELVES TO BE CHRONICALLY HOMELESS AND HOW YOU OUR CITY LEADERS CAN HELP BY PROVIDING WITH US THE LAND TO BUILD THIS COMMUNITY. FIRST I WOULD LIKE TO SHOW YOU A FIVE AND A HALF MINUTE VIDEO THAT WILL DETAIL WHAT THIS PROJECT IS ALL ABOUT.

THE OUTLINE OF TENTS APPEAR THROUGH THE TREES. THIS IS ONE OF MANY HOMELESS CAMPS SCATTERED THROUGHOUT THE AUSTIN AREA.

SO THIS IS HOW YOU USED TO LIVE?

YES, SIR. THREE PEOPLE LIVED IN ONE OF THESE. BECAUSE NOBODY WOULD GIVE US A CHANCE.

WHAT IT'S LIKE TO LIVE ON THE STREETS? IT'S HORRIBLE AND IT'S SOMETHING THAT -- THAT YOU CAN NEVER, NEVER, NEVER IMAGINE. ARE THERE ANY SOLUTIONS? IN OUR COMMUNITY, ONE HAS ARRIVED. IN HABITAT ON WHEELS, HOW.

LIVE IN GENERAL IS BETTER.

TRAVEL TRAILERS PLACED INTO LOCAL R.V. PARKS, WHERE THE HOMELESS, THOSE ON LIMITED INCOMES, CAN AFFORD A REAL HOME.

NICE, VERY NICE.

THANK YOU.

HERE, ONE OF HOW'S NEWEST TRAILERS WAS BLESSED AND THE KEYS TURNED OVER TO ITS OCCUPANT. ALLELENE MEDICALLY DISABLED HAS BEEN LIVING ON OR NEAR THE STREET FOR YEARS. BUT NO MORE.

WE CAN DO THAT ALL DAY, CAN'T WE.

I'M THANKFUL, YOU KNOW, THAT THERE'S PEOPLE OUT HERE THAT REALLY CARE ABOUT PEOPLE THAT'S HAD PROBLEMS SUCH AS MY OWN, YOU KNOW, FINDING HOUSING AND EVERYTHING BECAUSE THERE'S A LOT OF PEOPLE OUT HERE THAT NEED HELP. I'M -- I'M ONE OF THEM AND I JUST THANK GOD ALMIGHTY THAT GOD PLACED YOU ALL IN MY LIFE. THANK YOU GUYS.

OKAY. WHAT'S YOUR LONG-TERM DREAM?

THE LONG-TERM DREAM IS TO DEVELOP A COMMUNITY. TRAVEL TRAILERS, WHAT WE CALL PARK THEM, TO CREATE A COMMUNITY FOR THOSE PEOPLE THAT -- THAT CHRONICALLY LIVE ON THE STREET TO GIVE THEM AN OPPORTUNITY TO GET OFF THE STREET AND -- AND HEAL THEMSELVES. REINSTILL A PURPOSE IN THEIR LIFE. THAT'S OUR LONG-TERM GOAL.

IT'S NOT FREE TO THEM. RESIDENTS PAY FOR THEIR LOT RENTAL AND UTILITIES.

HOW DOES IT FEEL?

GREAT. I GOT A HOME!

GOD BLESS YOU, DARLING.

GOD BLESS YOU.

YEAH.

IT'S LIKE WE HAVE -- LOOKS LIKE WE HAVE POWER.

WE HAVE GOT POWER.

AFTER YOU WAKE UP SO MANY TIMES NOT HAVING WALLS AROUND YOU, THEN WHEN YOU DO GET SOMETHING LIKE THIS HERE AND EVERYTHING, IT'S HARD TO BELIEVE THAT IT REALLY HAPPENED. THAT I FINALLY GOT OFF THE STREET AND GOTTEN A PLACE THAT'S GOING TO BE MINE AND -- AND.

PRETTY COOL, HUH?

THAT MEANS A LOT. A LOT. MEANS A LOT TO ME.

IT'S NOT MUCH.

YES IT IS. YES, IT IS. IT'S EVERYTHING. WE HAVE NOTHING. IT'S EVERYTHING. IT'S HOME. I CAN LAY DOWN AT NIGHT AND BE SAFE. I DON'T HAVE TO WORRY ABOUT WHO IS GOING TO COME UP ON ME, I DON'T HAVE TO WORRY ABOUT NOT BEING ABLE TO COOK FOR MYSELF. YOU KNOW? HAVING A PLACE TO TAKE A BATH. IT WILL BE HOME.

FOR AUSTIN AND OTHER COMMUNITIES, SUBSIDIZING LOW COST HOUSING FOR THE HOMELESS ENABLES THEM TO OFTEN TACKLE AN ADDICTION, ADOPT A HEALTHIER LIFESTYLE WITH ADEQUATE HYGIENE, NUTRITION AND REST. BUT MORE IMPORTANTLY, IT OFFERS AN OPPORTUNITY TO REACH THOSE ON THE STREET. TO PUT THEIR FEET ON HIGHER GROUND. SEE MY BED? THIS IS A NICE, SOFT MATTRESS. NO HARD FLOOR, NO HARD COUCH. NO SLEEPING BAG.

SLEEP COMFORTABLY.

I WILL SLEEP TONIGHT SAFELY AND VERY COMFORTABLE.

HOW, HABITAT ON WHEELS. [(music) MUSIC PLAYING (music)(music)]

I ASK YOU, GOD, TO JUST KEEP HELPING PEOPLE THAT NEED IT OUT THERE.

WE HAVE A HOME AND WE ARE JUST -- LIKE I SAID, THERE'S NO WORDS TO DESCRIBE THE FEELING.

IT'S PRETTY PROFOUND, IT'S A PROFOUND CHANGE I'LL TELL YOU THAT. IT'S IMPACTED SO MANY PEOPLE THAT WE HAVE TOUCHED ALREADY JUST TO PROVIDE THE HOMES. WE TAKE FOR GRANTED YOU AND I WHAT IT MEANS TO HAVE A HOME.

IT'S GREAT. YOU HAVE YOUR OWN PLACE, YOU KNOW, IT'S A REAL BLESSING, REAL BLESSING. [(music) MUSIC PLAYING (music)(music)]

THIS CONCEPT IS NOT NEW. FOR OVER TWO YEARS, HABITAT ON WHEELS PROGRAM HAS BEEN ACTIVE HERE IN AUSTIN. TODAY WE HAVE 20 PEOPLE LIVING IN 16 RECREATIONAL

VEHICLES IN FIVE R.V. PARKS IN THE AUSTIN AREA. IN TOTAL, WE HAVE HAD 23 PEOPLE HOUSED, WITH THREE HAVING TO LEAVE. THIS IS AN ASTONISHING 86% RETENTION. ONE OF THE THREE NOW HAS RETURNED AND IS ACTUALLY PRESENT IN THIS AUDIENCE. THIS PROGRAM IS SO SUCCESSFUL THAT WE WANT YOU TO HELP US ACCELERATE OUR EFFORTS BY HELPING US TO SECURE LAND ANYWHERE IN THE AUSTIN AREA THAT HAS A TRANSPORTATION LINK AND THE UTILITIES NECESSARY TO DEVELOP OUR CONCEPT. WE WANT TO BUILD A HOUSING FIRST COMMUNITY ON THE R.V. COMMUNITY MODEL THAT WILL HAVE RECREATIONAL VEHICLES, PARK HOMES AND SMALL TENT-SIZED CABINS WITH SUPPORTING AMENITIES TO HOUSE OUR CHRONICALLY HOMELESS CITIZENS. IN TOTAL, WE WILL BE ABLE TO HOUSE ON A PERMANENT BASIS OVER 150 PEOPLE. THIS WILL NOT BE A FREE RIDE. YOU MUST PAY TO LIVE IN THIS COMMUNITY. THIS WILL NOT BE A HOMELESS ENCAMPMENT OR A TENT CITY. IT WILL BE A COMMUNITY OF NEIGHBORS, WHICH WILL BECOME A BEST PRACTICES MODEL IN THE UNITED STATES. R.V. PARK HOME RENTS WILL BE IN THE 350 TO \$400 A MONTH RANGE, INCLUDING UTILITIES. CAB BIPARTISANS WOULD RENT IN THE -- CABINS WOULD RENT IN THE RANGE OF \$75 A MONTH. WE PROPOSE THAT THE CITY AND PERHAPS IN PARTNERSHIP WITH OTHERS SUCH AS THE COUNTY, LCRA, OR THE STATE, PROVIDE US WITH LAND ANYWHERE IN THE AUSTIN AREA AS LONG AS THE PROPERTY HAS A VIABLE TRANSPORTATION LINK FROM CAPITAL METRO AND THE UTILITIES NECESSARY TO DEVELOP THE CONCEPT. WE DO NOT NEED YOU TO DONATES THE LAND TO US OR EVEN TO GIVE US A SUPER LONG-TERM LEASE. WE WILL DO EVERYTHING ELSE. WE WILL RAISE THE MONEY TO DEVELOP THE INFRASTRUCTURE AND THE COMMUNITY WILL BE FINANCIALLY SELF SUPPORTING. WE WILL NEVER HAVE TO COME BACK TO YOU FOR MORE FUNDS FOR THIS COMMUNITY. REMEMBER, TO LIVE HERE IS NOT A FREE RIDE. ONE MUST HAVE A SOURCE OF INCOME. INCOME SUCH AS EMPLOYMENT, DISABILITY, RETIREMENT OR SUBSIDIES. OUR PASSION AT MOBILE LOAVES AND FISHES IS TO SERVE THE OUTCOST.....OUTCASTS OF OUR SOCIETY. THOSE HOMELESS ON AUTO LONG TERM BASIS AND THOSE HOMELESS THAT ARE DISABLED. WE WANT TO SERVE THOSE THAT DO NOT FIT INTO ANY OTHER PROGRAMS HERE IN AUSTIN. MOBILE LOAVES AND FISHES WANTS AND DESIRES TO TAKE ON THE PROBLEM THAT IS PUZZLING CHALLENGE TO OUR COMMUNITY. THIS UNIQUE CONCEPT OF HOUSING FIRST WILL ALLOW US AS A COMMUNITY TO GET OUR ARMS AROUND THOSE WHO GENUINELY NEED OUR HELP. THE LOCATION OF THE LAND IS NOT IMPORTANT. IT ONLY NEEDS TO BE LOCATED ON OR NEAR A TRANSPORTATION LINK AND HAVE UTILITIES. IT CAN BE OUT BY THE AIRPORT, NEAR WEBBERVILLE, WHATEVER, NORTH, SOUTH, EAST OR WEST. THIS WILL NOT BE A SLUM. THERE ARE OVER 16,000 R.V. PARKS IN THE UNITED STATES, MOST OF THEM AS IT TURNS OUT HOUSE THE POOREST OF OUR WORKING POOR. IN AUSTIN WE HAVE SEVERAL INSIDE OUR CITY LIMITS. WE ARE CURRENTLY IN FIVE OF THEM. THEY ARE ALL WELL MANAGED AND FIRE FROM BEING -- AND FAR FROM BEING AN EYESORE OR A SLUM. OUR CITY HAS A GREAT TRACK RECORD, GO LOOK AT CAMERS, BOOKER T., GARDEN TERRACE, SPRING TERRACE TO NAME JUST A FEW. ALL WELL MANAGED AND ATTRACTIVE PLACES. WE WILL MANAGE THIS COMMUNITIES WITH THE SAME BUSINESS SKILLS AS WE MANAGE MOBILE LOAVES AND FISHES. THIS WILL BE A SAFE AND SECURE PLACE FOR OUR RESIDENTS TO LIVE. THIS BE A GATED COMMUNITY

WITH ACCESS LIMITED TO OUR RESIDENTS AND THEIR GUESTS. IN ADDITION TO OUR COMMUNITY COUNCIL, WE WILL HAVE A NEIGHBORHOOD WATCH, MODELED AFTER THE MANY NEIGHBORHOOD WATCH GROUPS AROUND OUR CITY. WE WILL BE DILIGENT. AGAIN, WE PROPOSE THAT THE CITY AND PERHAPS IN PARTNERSHIP WITH OTHERS SUCH AS THE COUNTY, THE LCRA, THE STATE, PROVIDE US WITH LAND ANYWHERE IN AUSTIN, AS LONG AS THE PROPERTY HAS A VIABLE TRANSPORTATION LINK AND THE UTILITIES NECESSARY TO DEVELOP THE CONCEPT. WE WILL DO EVERYTHING ELSE. WE ANTICIPATE THAT WE ARE GOING TO NEED TO RAISE 2 AND A HALF TO \$3 MILLION TO COMPLETE THIS. WE BELIEVE THAT WE CAN RAISE IT FROM PRIVATE INDIVIDUALS AND FOUNDATIONS HERE IN AUSTIN. REMEMBER AGAIN THIS IS NOT A FREE RIDE. PEOPLE MUST PAY RENT TO LIVE HERE, THEY MUST HAVE A SOURCE OF INCOME. WE AS A CITY REALLY HAVE A GREAT TRACK RECORD WITH HOUSING THE POOR. I BELIEVE THIS MODEL WILL BECOME A BEST PRACTICES MODEL FOR HOUSING THE CHRONICALLY HOMELESS. THANK YOU VERY MUCH. [APPLAUSE]

THANK YOU, MR. GRAHAM. THANK YOU, ALLAN. I WILL SAY THAT I HAVE VISITED A COUPLE OF YOUR UNITS, IT'S A VERY, VERY IMPRESSIVE STORY. WELCOME, MR. RICHARD TROXELL.

THANK YOU, MR. MAYOR. TOBY FUTRELL, THANK YOU FOR BEING HERE, HAVING ME, COUNCIL THANK YOU FOR HAVING ME, INVITING ME TO JOIN THIS. I AM RICHARD TROXELL, PRESIDENT AND FOUNDER OF HOUSE THE HOMELESS, A 501 C 3 NON-PROFIT ORGANIZATION CREATED IN 1989 IN AUSTIN. IT IS COMPRISED OF ALL HOMELESS AND FORMERLY HOMELESS PEOPLE AND THOSE WISHES TO END HOMELESSNESS. OUR GOAL IS TO END HOMELESSNESS AS IT EXISTS TODAY THROUGH ED COMMISSION AND ADVOCACY. HOUSE -- EDUCATION AND ADVOCACY. HOUSE THE HOMELESS IS ALL VOLUNTEER WITH NO PAID STAFF. WE HAVE CREATED MANY PROGRAMS THAT WE HAVE THEN PASSED ON TO OTHER ORGANIZATIONS, FOR EXAMPLE, WE WROTE THE MIGRANT FAMILIES REPORT THAT IDENTIFIED THE PHENOMENON OF THOUSANDS OF FAMILIES CHANGING RESIDENTS AND SCHOOLS WITHIN THE AISD SYSTEM IN AN EFFORT TO AVOID EVICTION BORN OF ECONOMIC PROBLEMS OF THE AS A RESULT PROJECT HELP WAS CREATED AND FUNDED UNDER THE 1998 FEDERAL MCKINNEY ACT, NOW PART OF THE AISD SYSTEM. THIS PROGRAM HELPS HOMELESS CHILDREN THAT NEED SCHOOL BOOKS, SUPPLIES, AND LIFE SAVING VACCINATIONS. SIMILARLY HOUSE THE HOMELESS CREATED THE JOBS PLUS PROGRAM THAT PROVIDES HELP TO PEOPLE EXPERIENCING HOMELESSNESS TO SECURE JOBS AND THE TRANSITIONAL HELP NEEDED TO LEAVE HOMELESSNESS, INCLUDING ASSISTANCE WITH THE FIRST AND THE LAST MONTH'S RENT AND DEPOSIT MONEY. THIS PROGRAM IS NOW CALLED HANDS UP TO HOUSING AND OPERATES AT THE ARCH. HOUSE THE HOMENESS IN 1989 WROTE THE POLICE DEPARTMENT WITH THE PROGRAM BLUE GRAY TASK FORCE. THIS IS THE IDEA OF BRINGING PURPOSE TO THE LIVES OF RETIRED LAW ENFORCEMENT OFFICERS AND INVOLVING THEM IN RESOLVING UNRESOLVED MURDER CASES NOW KNOWN AS COLD CASES, ANOTHER PROGRAM, PROJECT FRESH START, IDENTIFIES THE NEED OF SINGLE HOMELESS ADULT MALES WHO ARE DUELLY DIAGNOSED WITH BOTH MENTAL HEALTH AND SUBSTANCE ABUSE PROBLEMS. THIS PROPOSAL IDENTIFIES THE NEEDS AND WHAT ORGANIZING GROUP MIGHT BEST SERVE THOSE NEEDS

HERE IN THE CITY OF AUSTIN. IT IS A SEAMLESS CONTINUUM OF CARE THAT ESTABLISHES ALL OF THE STEPS NEEDED TO MOVE PEOPLE FROM AN ABJECTLY HOMELESS STATE TO A FULLY HOUSED, STABILIZED CONDITION OR TO WHERE THERE ARE -- WHERE THEY ARE EMPLOYED AND SELF SUFFICIENT. THE PROJECT RECEIVED THE COMMUNITY COLLABORATION LEGACY AWARD FROM THE CAPITAL AREA UNITED WAY AND THE AUSTIN CHAMBER OF COMMERCE. IT WAS THE ONLY HOMELESS PROJECT EVER FUNDED BY THEN GOVERNOR GEORGE W. BUSH WITH \$100,000 FOR THE JOBS COMPONENT IN THE 20 PERSON MODEL PROJECT. HOWEVER, THE REALIZATION THAT CERTAIN EXTERNAL FACTORS NEGATIVELY IMPACT ON THE POTENTIAL SUCCESS OF PROJECT FRESH START LED HOUSE THE HOMELESS TO THE CREATION OF THE UNIVERSAL LIVING WAGE AND THE UNIVERSAL LIVING WAGE CAMPAIGN. LAST YEAR THIS COMMUNITY COLLECTIVELY BROUGHT IN THE HOMELESS TASK FORCE TO ADDRESS THE PROBLEMS OF HOMELESSNESS. WHAT WE REALIZE THAT ALL OF THIS MONEY, ALL OF OUR EFFORTS WON'T SUSTAIN PEOPLE WHEN HOUSING WHEN THOSE FOUND TO BE DISABLED RECEIVE ONLY \$623 PER MONTH. WORKING A 40 HOUR A WEEK JOB, CURRENT FEDERAL MINIMUM WAGE OF 5.15 PER HOUR OR EVEN A WAIBLG OF 6 OR \$7 PER HOUR IS ALSO NOT ENOUGH TO KEEP PEOPLE IN HOUSING IN AUSTIN. TO THAT END HOUSE THE HOMELESS DEVISED A SINGLE NATIONAL FORMULA ENSURES THAT ANYONE WORKING 40 HOURS A WEEK WILL BE ABLE TO AFFORD BASIC FOOD, CLOTHING, SHELTER AND HAVE ACCESS TO HEALTH CARE WHEREVER THAT WORK IS DONE THROUGHOUT THE UNITED STATES. FOCUSING ON THE SUPPORT OF BUSINESSES, UNIONS, NON-PROFITS AND FAITH BASED ORGANIZATIONS, WE NOW TOUT THE SUPPORT OF 1,556 SUCH ENTITIES REPRESENTING OVER 1 MILLION REGISTERED VOTERS. WE ARE PROUD TO SAY THAT THE CITY OF AUSTIN WAS THE FIRST MUNICIPALITY TO ENDORSE THE UNIVERSAL LIVING WAGE. IN FURTHER PROMOTING DEMOCRATIC PARTICIPATION, HOUSE THE HOMELESS IS REGISTERED OVER 2,000 HOMELESS PEOPLE TO VOTE IN A NON-PARTISAN FASHION. HOUSE THE HOMELESS HELPED TO CREATE THE ADVOCATE NEWSPAPER, AUSTIN'S HOMELESS NEWSPAPER WRITTEN AND SOLD BY THE HOMELESS CITIZENS ABOUT THEIR EXPERIENCES WHILE LIVING ON THE STREETS OF AUSTIN. HOUSE THE HOMELESS HAS ALSO ADOPTED TWO HOMELESS ORPHAN GIRLS IN THE COUNTRY OF UGANDA, AFRICA, BOBBY RYE AND REBECCA. THEY HELPS THEM THINK BEYOND THEIR OWN SUFFERING. BOBBY RYE IS NOW A SOCIAL WORKER AND 20 YEARS OLD. HOUSE THE HOMELESS.ORG, www.universallivingwage.org. SOME AWARDS RECEIVED BY HOUSE THE HOMELESS, THEY ARE NUMEROUS. WE ARE NOW IN THE PROCESS OF PUBLISHING OUR BOOK, LOOKING UP AT THE BOTTOM LINE. THE TALES ABOUT SOME OF OUR OTHER EFFORTS INCLUDING FIGHTING FOR SIX YEARS THE NO CAMPING ORDINANCE THAT ONLY SERVED TO CRIMINALIZE THE CONDITION OF BEING HOMELESS. WASTE BOTH TAXPAYER DOLLARS AND POLICE RESOURCES WHILE INTERFERING WITH THE DRAMATICALLY MORE IMPORTANT TASK OF ENDING HOMELESSNESS ITSELF. FINALLY, IT WAS IN 1989 THAT WE CREATED LEGAL AID FOR THE HOMELESS WHERE I ACT AS THE DIRECTOR AND HELP THE DISABLED HOMELESS APPLY FOR DISABILITY BENEFITS. AGAIN, \$623 PER MONTH IS FAR LESS THAN A MINIMUM WAGE. FOR THAT REASON, HOUSE THE HOMELESS, LEGAL AID FOR THE HOMELESS, ARE PARTNERING WITH ALLAN GRAHAM AND

MOBILE LOAVES AND FISHES IN AN EFFORT TO MAKE THE COST OF HOUSING RELATE TO THE DOLLARS AVAILABLE THROUGH HABITAT ON WHEELS PROJECT. WE DO THIS WITH ONE ADDITIONAL CAVEAT, WHICH IS TO RECOGNIZE THAT THESE FOLKS ARE CITIZENS OF OUR COMMUNITY. WITH ALL MUCH THEIR FLAWS AND WARTS, THEY ARE US, THEY ARE OUR BROTHERS AND SISTERS AND WE MUST TREAT THEM WITH DIGNITY AND FAIRNESS AND COMPASSION AND LOVE. AND AS I LEAVE THE PODIUM, I WISH TO PERSONALLY THANK MAYOR WILL WYNN, FOLLOWING OUR 14th HOMELESS MEMORIAL ON NOVEMBER THE 18th, HAVING READ THE NAMES OF 93 MORE PEOPLE WHO DIED ON OUR STREETS THIS PAST YEAR, WE LAUNCHED OUR 7th ANNUAL THERM MAKE UNDERWEAR DRIVE IN AN EFFORT TO PREVENT FURTHER LOSS OF LIFE. THANK YOU, MR. MAYOR, FOR SENDING YOUR CHECK AND LEADING THE WAY. YOU MAY WELL SAVE THE LIFE OF ONE OR MORE PEOPLE. ON CHRISTMAS DAY WE PROVIDED OVER 750 PEOPLE, 750 PEOPLE WITH LIFE SAVING HATS, GLOVES, SOCKS, THERMALS AND RAIN PONCHOS IN AN EFFORT TO MINIMIZE FURTHER DEATHS ON OUR STREETS. FINALLY HOUSE THE HOMELESS HAS A WISH LIST OF COLLABORATION BETWEEN US AND THE CITY OF AUSTIN. FIRST WE ASK THE CITY OF AUSTIN TO WORK WITH THE TRAVIS COUNTY COMMISSIONERS TO PROVIDE 30 ACRES OF LAND FOR THE MOBILE LOAVES AND FISHES MOBILE HOME PARK COLLABORATIVE. SECOND, PURSUANT TO THE NO SITTING, NO LYING DOWN ORDINANCE, WE NEED SIDEWALK BENCHES INSTALLED OUTSIDE OF THE ARCH SO DISABLED PEOPLE WHO ARE EXPERIENCING HOMELESSNESS CAN BE TREATED WITH FAIRNESS, DIGNITY AND IN A HUMANE FASHION WITHOUT FEAR OF BEING ARRESTED. THIRD, WE ASK THE CITY OF AUSTIN TO CLB GREAT WITH HOUSE THE -- COLLABORATE WITH HOUSE THE HOMELESS, TOWN LAKE XERISCAPE ADOPT A LEGACY PROJECT. FOUR, WE ASK THAT MAYOR WILL WYNN USE THE BULLY PULPIT TO GET AUSTIN BUSINESSES TO FOLLOW THE LEAD OF THE CITY OF AUSTIN, TRAVIS COUNTY COMMISSIONERS, AUSTIN FIREFIGHTERS ASSOCIATION AND HUNDREDS OF OTHER AUSTIN AND TEXAS BUSINESSES, NON-PROFITS, UNIONS AND FAITH BASED ORGANIZATIONS IN ENDORSING AND PAYING A UNIVERSAL LIVING WAGE SO AUSTIN'S HOMELESS CAN WORK THEMSELVES OFF OF OUR STREETS. FIVE, WE URGE THE CITY TO CREATE TWO PERMANENT PAY AS YOU USE PUBLIC BATHROOMS AT EACH END OF SIXTH STREET. THESE WILL PAY FOR THEIR OWN MAINTENANCE AND PROVIDE FACILITIES FOR PEOPLE EXPERIENCING HOMELESSNESS WHO CAN ACCESS THEM WITH TOKENS. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

THIS WOULD AMOUNT TO ONLY ONE CENT PER ALCOHOL ITEM. BY TAKING THIS APPROACH, BUSINESS CONCERNS ABOUT AN OPEN-ENDED TAX ARE ALLEVIATED. THE BOTTOM LINE, BUSINESSES THAT PROFIT FROM THE SALE OF ALCOHOL WILL PAY FOR SUBSTANCE ABUSE TREATMENT FOR THOSE PEOPLE WHO HAVE AN ADVERSE MEDICAL REACTION TO THEIR PRODUCT. SEVEN, WE URGE SUPPORT FOR HOUSE THE HOMELESSNESS LEGISLATION THAT ACKNOWLEDGES HATE CRIMES AGAINST PEOPLE EXPERIENCING HOMELESSNESS BY INCLUDING THEM IN THE EXISTING HATE CRIMES LAW. REPRESENTATIVE ELLIOTT NAISHTAT WILL BE INTRODUCING THAT LEGISLATION THIS SESSION. EIGHT, ENSURE THAT THE AUSTIN HOUSING AUTHORITY, STARTING WITH THURMAN HEIGHTS, ALLOWS NO NET LOSS OF

STRUCTURAL HOUSING EITHER NOW OR IN THE FUTURE. SHOULD IT BE SHOWN THAT AUSTIN HOUSING AUTHORITY PROPERTIES NEED TO BE REPLACED. THERE MUST BE BONL BOMB ONE FOR ONE HARD UNIT REPLACEMENT WITH STAGGERED CONSTRUCTION AND MOVE IN STUDENTS WITH NO REDUCTION IN LEVELS OF SUPPORT. IS..LASTLY WE CALLED UPON THE CITY TO REVIEW THEIR RELATIONSHIP WITH FEDERAL POLICIES THAT INCLUDE DISABILITY BENEFIT LEVELS, HOUSING AUTHORITY REGULATIONS, THE FEDERAL MINIMUM WAGE AND THE CONTINUUM OF CARE COUNT FOR OUR HOMELESS CITIZENS. HOUSE THE HOMELESS THANKS FOR YOU THIS OPPORTUNITY TO SHARE AND BE PART OF THIS PRESENTATION. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. TROXELL. AND FOR YOUR LIST. PRANZ OUR FINAL PRESENTATION WILL BE FROM DAVID LURIE, DIRECTOR OF HEALTH AND HUMAN SERVICES DEPARTMENT, AND WE WILL TALK TO US ABOUT WHAT WE ARE DOING AND HOPEFULLY POTENTIAL PLANS BY STAFF.

GOOD MORNING, MAYOR, COUNCILMEMBERS. I THINK AS WE LOOK BACK OVER THE LAST DECADE IN TERMS OF THE WORK THAT'S BEEN DONE RELATED TO THE CHALLENGES RELATED TO HOMELESSNESS, THIS CITY HAS REALLY MADE TREMENDOUS PROGRESS. WE'VE REALLY SEEN A GREAT DEVELOPMENTS THROUGHOUT THE WHOLE CONTINUUM OF SERVICES THAT YOU HEARD ABOUT EARLIER. OBVIOUSLY THERE'S STILL A LOT TO BE DONE. I THINK IT'S CLEAR AS YOU SEE THIS PRESENTATION THAT THE CHALLENGE ASSOCIATED WITH HOMELESSNESS ARE MULTIFACETED AS ARE THE SOLUTIONS, AND THE FACT THAT WE HAVE THIS VERY COMPREHENSION PRESENTATION TODAY AND MANY OF THE VITAL PARTNERS PRESENT IS VERY INDICATIVE OF THAT CHALLENGE, BUT ALSO THE COMMITMENT WITHIN THIS COMMUNITY. AND IT'S VERY POSITIVE AND PLEASING I THINK TO SEE THE PROGRESS THAT HAS BEEN MADE AND RECOGNIZED THAT WE HAVE THE COMMITMENT AND A LOT OF THE RESOURCES IN OUR COMMUNITY TO CONTINUE TO MAKE GOOD PROCESS AS WE GO FORWARD. WHAT I'D LIKE TO DO PREVIOUSLY THIS MORNING IS JUST KIND OF GIVE YOU A SUMMARY OF SOME OF THE CITY'S INVESTMENTS AND ACTIVITIES ASSOCIATED WITH THIS PARTNERSHIP. THE FIRST SLIDE REPRESENTS SOME OF THE FINANCIAL INVESTMENTS OVERALL THROUGH OUR SOCIAL SERVICE FUNDING MECHANISM. THERE'S A TOTAL OF ABOUT 4.5 MILLION THAT'S DEDICATED SPECIFICALLY TO SERVICE FOR THE HOMELESS. AND THE CITY CONTRIBUTION THAT HAVE IS APPROXIMATELY FOUR MILLION DOLLARS, AND THIS INCLUDES SUCH THING AS THE DOWNTOWN RESOURCE CENTER FOR THE HOMELESS, THE WOMEN AND CHILDREN'S SHELTER, SALVATION ARMY, LIFE WORKS AND PUSHUP. IN ADDITION, THERE HAS BEEN AN INVESTMENT IN SUBSTANCE ABUSE SERVICES THROUGH THE MANAGED SERVICE ORGANIZATION, WHICH WAS A PARTNERSHIP BETWEEN THE CITY, COUNTY AND MENTAL HEALTH AND MENTAL RETARDATION CENTER, AND OF THAT 1.5-MILLION-DOLLAR INVESTMENT, ABOUT 900,000 IS FROM THE CITY OF AUSTIN. THE HEALTH CARE FOR THE HOMELESS, THIS IS THE SUPPORT FOR HEALTH CARE SERVICES, PRIMARILY WITHIN SHELTERS, LIKE THE DOWNTOWN RESOURCE CENTER, SALVATION ARMY, LIFE WORKS AND SAFE PLACE. AND THIS IS NOW FUNDED BY THE HEALTH CARE DISTRICT AND STAFFED BY THE CITY'S COMMUNITY CARE

DEPARTMENT. AND ALSO INCLUDES DENTAL SERVICES, SO WE HAVE A VERY RHO BUST HEALTH CARE SYSTEM FOR MEETING THE NEEDS OF THE HOMELESS. PROJECT RECOVERY REFLECTS AN INCREASED INVESTMENT AGAIN IN SUBSTANCE ABUSE SERVICES, AND THE CITY CONTRIBUTION THERE IS \$423,000, AND THAT IS A PARTNERSHIP WITH THE COMMUNITY COURT AND THE MENTAL HEALTH, MENTAL RETARDATION CENTER. A DECADE AGO WHEN THE COUNCIL ADOPTED ITS CONTINUUM OF SERVICES AND STRAIP ASSOCIATED WITH HOMELESSNESS, IT WAS A COMBINATION OF ACHIEVING SELF-SUFFICIENCY ALONG WITH ACCEPTING RESPONSIBILITY FOR INDIVIDUAL ACTIONS. SO IN ADDITION TO THE SERVICE COMPONENTS, THERE WAS ALSO A NUMBER OF ORDINANCES ASSOCIATED WITH QUALITY OF LIFE ISSUES. YOU AMENDED THOSE ORDINANCES IN DECEMBER OF '05. THE FEEDBACK WE RECEIVED FROM LAW ENFORCEMENT, THE POLICE DEPARTMENT, PARK POLICE AND COMMUNITY COURT IS THAT THERE HAS BEEN VERY GOOD SUCCESS IN TERMS OF VOLUNTARY COMPLIANCE AND THE GENERAL RESPONSE WE'VE GOTTEN IS THAT THE QUALITY OF LIFE, PARTICULARLY IN DOWNTOWN AREA, HAS IMPROVED AS A RESULT. AND AGAIN, I WOULD EMPHASIZE IT'S A COMBINATION NOT ONLY OF THE ORDINANCES, BUT A ROBUST SERVICE DELIVERY SYSTEM AND SOME OF THE ENHANCEMENTS THAT WERE MADE PARALLEL TO THOSE ACTIONS. THE NEXT SLIDE IS A REFERENCE TO SELF-SUFFICIENCY AGAIN AND HOUSING ASSISTANCE. I PARTICULARLY WANT TO ACKNOWLEDGE OUR HOUSING AUTHORITY AND NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT, PAUL AND MARGARET ARE HERE TODAY, AGAIN A VERY PROACTIVE EFFORT TO IMPROVE ACCESS TO AFFORDABLE HOUSING AND SOME VERY CREATIVE FINANCING MODELS TO LEVERAGE RESOURCES TO MAKE GOOD PROGRESS IN THOSE AREAS. AND THIS SLIDE JUST REPRESENTS A BRIEF OUTLINE OF SOME OF THOSE, THE RENTAL HOUSING DEVELOPMENT ASSISTANCE SINCE 1997-'98, \$7.2 MILLION HAS BEEN INVESTED, ALSO THROUGH SOME GAP FINANCING ACHIEVING THE DEVELOPMENT OF 529 UNITS OF TRANSITIONAL AND SINGLE ROOM OCCUPANCY. AND AGAIN, MR. HILGERS HAD POINTED OUT TO ME THAT THIS LEVERAGES APPROXIMATELY \$83 MILLION IN PRIVATE SECTOR INVESTMENT. THE CONSTRUCTION OF THE DOWNTOWN RESOURCE CENTER FOR THE HOMELESS WAS -- ACTUALLY, THE TOTAL COST WAS ABOUT 8.8 MILLION, BUT.... AGAIN THROUGH SOME FINANCING, SIX MILLION DOLLARS OF THAT WAS COVERED, ALONG WITH SOME CDBG SUPPORT AND CITY CAPITAL INVESTMENTS. THE TENANT BASED RENTAL ASSISTANCE PROGRAM, AS YOU CAN SEE, \$544,000 IN '05-'06 AFFECTING 90 HOUSEHOLDS, AND THIS PROVIDES FOR FAMILIES AND INDIVIDUAL THAT ARE TRANSITIONING OUT OF HOMELESSNESS. AND THEN THE MENTAL HEALTH TRANSITIONAL HOUSING, YOU APPROVED IN THIS YEAR'S BUDGET A MILLION DOLLARS FOR TRANSITIONAL, RESIDENTIAL AND CASE MANAGEMENT ASSOCIATED WITH INDIVIDUALS IN NEED OF MENTAL HEALTH SUPPORT. AND WE'RE LOOKING NOW, PAUL AND HIS DEPARTMENT ARE SEEKING A LOCATION, A FACILITY FOR THAT PARTICULAR PROGRAM, AND MHMR IS COMMITTING TO COVERING THE OPERATIONAL EXPENSES ASSOCIATED WITH THAT. THIS WOULD BE FOCUS ODD PEOPLE WHO HAVE EXPERIENCED MULTIPLE ADMISSIONS INTO THE STATE HOSPITAL SYSTEM. AND THROUGH INTENSIVE CASE MANAGEMENT THROUGH THESE SUPPORT SERVICES THERE IS THE OPPORTUNITY TO PREVENT FURTHER HOSPITALIZATION IN TERMS OF THE STATE

HOSPITAL AND ASSIST THOSE INDIVIDUALS MUCH MORE EFFECTIVELY. AND OF COURSE, OUR COMMUNITY SUPPORTED THE RECENT BOND INITIATIVE, AND ANYTHING THAT CAN PROVIDE FOR MORE AFFORDABLE HOUSING OBVIOUSLY IS GOING TO BE BENEFICIAL FROM THE STANDPOINT OF PREVENTING HOMELESSNESS AND OBVIOUSLY ASSOCIATED WITH THAT THERE MAY BE OPPORTUNITY FOR MORE TRANSITIONAL HOUSING. SO SOME OF THE CHALLENGES WE CONTINUE TO FACE AS WE GO FORWARD, AS THESE ARE VERY SIMILAR TO WHAT YOU'VE HEARD FROM OTHER PRESENTERS, SHELTER CAPACITY. WE CURRENTLY HAVE A TOTAL CAPACITY OF 633 BEDS FOR EMERGENCY SHELTERING. WE NEED TO SUPPORT AND POTENTIALLY ENHANCE THAT CAPACITY. RESPITE CARE. THIS IS AN ISSUE IN TERMS OF INDIVIDUALS WHO MAY NEED SOME ADDITIONAL SORT OF HEALTH CARE SUPPORT, MAY NOT BE ABLE TO GET BY JUST WITHIN A SHELTERING SITUATION AND WE'RE HAVING SOME DIALOGUE ABOUT HOW WE MIGHT BE ABLE TO DEVELOP A RECIWP TEMPERATURE CARE TYPE OF PROGRAM THAT WOULD PROVIDE ADDITIONAL SUPPORT FOR PEOPLE WHO MAY BE COMING OUT OF HOSPITALS AND NEED SOME INTERIM SUPPORT OR MIGHT BE EXPERIENCING SOME HEALTH AND/OR MENTAL HEALTH ISSUES WITHIN THEIR CURRENT ARRANGEMENT THAT WE WOULD WANT TO ADDRESS. BASIC NEEDS, FOOD, RENTAL ASSISTANCE. OFTEN TIMES IT'S INTERESTING, WE FIND PEOPLE WHO JUST WITH SOME ADDITIONAL UTILITY ASSISTANCE, FOR EXAMPLE, COULD BE MORE SUCCESSFUL IN SUSTAINING THEIR LIVING ENVIRONMENT. AND WE HAVE INSTANCES WHERE IF INDIVIDUALS HAVE BUILT UP A LARGE DEBT ASSOCIATED WITH UTILITIES, THEY MAY NOT BE ELIGIBLE FOR SOME OF THE HOUSING OPPORTUNITIES. I THINK WE'VE ALREADY TALKED A GOOD BIT ABOUT THE SUPPORTIVE TRANSITION AG HOUSING. AGAIN, IMPROVING ACCESS TO AFFORDABLE HOUSING. BOTTOM LINE HERE IS AFFORDABLE HOUSING AND POVERTY ARE THE MAIN FACTORS ASSOCIATED WITH HOMELESSNESS. GERNGS THE HEALTH SERVICES -- AGAIN, THE HEALTH SERVICES ASSOCIATED WITH THAT. AND EXPANDING MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES AND ACCESS. IT'S BEEN ESTIMATED THAT PERHAPS UP TO 75% OF INDIVIDUALS EXPERIENCING HOMELESSNESS HAVE MENTAL HEALTH AND/OR SUBSTANCE ABUSE NEEDS. AND OUR COMMUNITY HAS RECENTLY, AS YOU ARE I'M SURE WELL AWARE, MADE SOME ADDITIONAL INVESTMENTS OR COMMITMENTS TO INVEST AS IT RELATES TO MENTAL HEALTH SERVICES. AND THIS IS A PARTNERSHIP OF THE HEALTH CARE DISTRICT, THE CITY, THE COUNTY, ST. DAVID'S AND SETON HEALTH CARE SYSTEMS, ALONG WITH OUR MENTAL HEALTH AND MENTAL RETARDATION CENTER. AND THAT EFFORT IS GOING TO INCREASE CAPACITY AS IT RELATES TO INPATIENT SERVICES, CRISIS OUTREACH, PSYCHIATRIC EMERGENCY SERVICES, AND THE RESIDENTIAL TRANSITIONAL HOUSING WITH INTENSIVE CASE MANAGEMENT ALONG WITH SOME PREVENTIVE SERVICES IN OUR HEALTH CARE SETTINGS.

> SO THE ROLE AS WE GO FORWARD IS TO CONTINUE THIS VERY AGGRESSIVE EFFORT AND PARTNERSHIP COLLABORATION THAT WE HAVE WITH THE COMMUNITY. THE OVERALL COORDINATION OF PLANNING ASSOCIATED WITH THIS COMES UNDER THE UMBRELLA OF THE COMMUNITY ACTION NETWORK WITH A LOT OF THE GROUPS AND ORGANIZATIONS YOU'VE HEARD FROM TODAY, HOMELESS TASKFORCE, THE ORGANIZATION FOCUSED ON

ENDING CHRONIC HOMELESSNESS AND THE CONTINUED EFFORTS WITH THE MAYOR'S MENTAL HEALTH TASKFORCE AND THE MONITORING COMMITTEE THERE BECAUSE WE HAVE ACKNOWLEDGED THAT IN TERMS OF BEING A HEALTHY COMMUNITY, WE NEED TO MAKE SURE THAT WE ADDRESSED THE MENTAL HEALTH ASPECTS OF OUR COMMUNITY AND INDIVIDUALS AS WELL. AND THEN THE WORK OF THE RE-ENTRY ROUND TABLE, WHICH AGAIN THROUGH GOOD DISCHARGE PLANNING, PUTTING IN PLACE SUPPORTIVE SERVICES, PEOPLE CAN COME BACK INTO THE COMMUNITY AND BE LIVING IN SITUATIONS THAT WILL ENABLE THEM TO AVOID BECOMING HOMELESS. SO AGAIN, CONTINUED SUPPORT OF THE COLLABORATIVE EFFORT, THE PARTNERSHIPS TO ADDRESS AND PREVENT HOMELESS AND ACHIEVE SUFFICIENT SUFFICIENCY. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, MR. LURIE. SO COUNCIL, QUESTIONS OF STAFF? MAYOR PRO TEM.

Dunkerley: I'D LIKE TO COMMENT TO ONE OF MR. TROXELL'S ITEMS WITH THE HOUSING AUTHORITY. I DID SPEAK WITH JIM HARGRAVES THIS WEEK WITH THE HOUSING AUTHORITY ABOUT THAT ONE TO ONE REPLACEMENT POLICY, AND HE TOLD ME THAT HE CERTAINLY HAS AGREED WITH THAT AS A MINIMUM, BUT THAT REALLY AT THURMAN HEIGHTS IT LOOKS LIKE WITH A LITTLE BETTER DESIGN THAT THEY MAY BE ABLE TO -- WILL BE ABLE TO GET MORE UNITS THEN ARE THERE AT THAT TIME. SO I KNOW HE'S HEARD YOUR COMMENTS AND IS SUPPORTIVE OF THEM.

THANK YOU, COUNCILMEMBER DUNKERLEY. WE RAISED THE ISSUE BECAUSE ITS FACING THE HOUSING AUTHORITY. THEY HAVE DETERIORATING PROPERTIES BECAUSE THEY'RE AGING, AND THERE WILL BE CONFRONTATION. I WOULD JUST GIVE YOU ONE LITTLE PIECE OF INSIGHT. IT WAS IN FORT WORTH FOUR YEARS AGO WHERE WE LOST HARD-CORE UNITS, 44, AND EVERYONE WAS IN AGREEMENT, WE PUT THE MONEY ASIDE THAT DEVELOPERS WERE PREPARED TO REBUILD IT AND THEY HAVE STILL NOT BEEN BUILT YET BECAUSE OF NIMBYISM. SO OUR CONCERN IS TO LOSE ONE SINGLE HARD STRUCTURE, WE MAY -- IT'S GONE FOREVER.

Dunkerley: I UNDERSTAND THAT AND I'M GOING TO BE SUPPORTIVE OF YOUR POSITION AND I'M JUST SAYING THAT I'VE KNOWN JIM HARGRAVES A LONG TIME AND I THINK HE IS ABSOLUTELY COMMITTED TO GETTING MORE HOUSING UNITS ON THE GROUND. SO I'M VERY SUPPORTIVE OF YOUR POSITION AS WELL.

THANK YOU SO MUCH. I MUST SAY MR. HARGRAVE CAME TO THIS CITY WITH OUR HOUSING AUTHORITY IN A DISSHELFED MESS, CRIME RIDDEN, GRAFITTI RIDDEN AND HE TURNED THAT AROUND, HE'S DONE AN INCREDIBLE JOB. WE APPLAUD HIS ACTIONS. THANK YOU.

Mayor Wynn: THANK YOU PLRKS TROXELL. I'M SORRY, MR. LURIE, I MEANT TO CATCH YOU BEFORE YOU WALKED OFF. SO WE APPRECIATE THE -- YOUR OUTLINE OF YOU ALL'S ROLE AS WE TRY TO MOVE FORWARD. YOU CAN TALK TO US A LITTLE BIT ABOUT THE ANNUAL BUDGETARY PROCESS, WHEREBY YOU HAVE PROBABLY BEGUN SOME OF YOUR

PRELIMINARY SORT OF DEPARTMENTAL ANALYSIS. SO AS PART OF THAT WORK DO YOU TRY TO OVERLAY THESE OTHER OPPORTUNITIES AND JUST TALK BRIEFLY ABOUT -- I KNOW THESE ARE VERY SCARCE RESOURCES, THESE DOLLARS, BUT HOW YOU INTERNALLY WILL WORK AT THESE OPPORTUNITIES WHEN IT COMES TO OUR ANNUAL BUDGET.

THANK YOU, MAYOR. YES, AS WE START WITH OUR INITIAL PLANNING ASSOCIATED WITH THE CITY BUDGET PROCESS, WE LOOK AT THESE VARIOUS PLANS THAT HAVE BEEN DEVELOPED. AND IN THIS INSTANCE WE WOULD FOCUS ON THE COMPREHENSIVE PLANNING THAT'S BEEN DONE WITHIN THE COMMUNITY. WHAT WE DO IN PARTNERSHIP WITH THE BUDGET OFFICE AND SFIRM'S OFFICE -- CITY MANAGER'S OFFICE IS TO LOOK AT THE GAPS THAT MAY EXIST WITHIN THOSE PARTICULAR PLANS AND TALK ABOUT RELATIVE PRIORITIES, AND IF THERE ARE OPPORTUNITIES TO REINVEST OR TO INVEST MORE, HOW WE WOULD GO ABOUT DOING THAT. SO IT'S JUST BASICALLY THE STANDARD CITY BUDGETING PROCESS THAT BEGINS FAIRLY SOON, AND WE WORK THROUGH THAT AND REACH DEPARTMENT, OF COURSE, IS PUTTING FORWARD ITS VARIOUS STRATEGIC OPTIONS FOR PRIORITIES ACROSS THE ENTIRE CITY SYSTEM. AND I'D DOVER THE CITY MANAGER TO OFF -- I'D DEFER TO THE CITY MANAGER TO OFFER ANY SPECIFICS FOR THAT.

Futrell: WE'LL HAVE DISCUSSIONS, FLOABL THE FOLLOW-UP RETREAT DISCUSSION IS A CHANCE TO TALK ABOUT PRIORITIES AND HOW YOU MIGHT WANT TO MOVE FORWARD. YOU ALSO HAVE ANOTHER UNIQUE OPPORTUNITY IN THAT NOW WITH THE BOND DOLLARS THAT ARE DEDICATED TOWARDS HOUSING INITIATIVES IN HOW YOU DETERMINE YOUR SPENDING PLAN FOR THOSE DOLLARS, WE MAY HAVE SOME OTHER OPPORTUNITIES. SO BEGINNING IN JUST -- REALLY JUST THE NEXT FEW MONTHS AS WE'RE MOVING FORWARD WITH THE FORECAST, IN THE EARLY BEGINNING OF THE YEAR, THEN MOVING INTO POLICY BUDGET, YOU'LL HAVE A LOT OF OPPORTUNITY TO DECIDE HOW YOU WANT TO DIRECT US TOWARDS ALLOCATION OF THESE DOLLARS.

YES. AND I THINK IN THIS INSTANCE A BIG ADVANTAGE WE HAVE IS THAT A LOT OF PLANNING HAS BEEN DONE, THE NEEDS ASSESSMENT AND SO FORTH. WE HAVE A PRETTY GOOD SENSE OF WHAT KINDS OF STRATEGIES ARE EFFECTIVE. I THINK THE BIG CHALLENGE HERE IS WHAT I SAID EARLY ON, IS IT IS VERY MUCH MULTIFACETED. SO WE NEED TO BE LOOKING AT THE WHOLE RANGE OF THE CONTINUUM, THE WHOLE SCOPE OF NEEDS, AND IT'S NOT JUST PICKING ONE SPECIFIC LIMITED ACTIVITY OR FOCUS IN TERMS OF THE INVESTMENT. THE GOOD NEWS AGAIN WITH THAT IS WE'VE GOT THE PARTNERS AT THE TABLE AND WE'RE ABLE TO LEVERAGE A LOT OF SUPPORT AND RESOURCES AS WE GO FORWARD. AND I MIGHT ALSO ADD, AND I THINK MR. RIVERA HAD MENTIONED THIS, THAT THERE ARE VARIOUS PLANNING DOCUMENTS THAT WE'RE ALSO REQUIRED TO SUBMIT AS A COMMUNITY TO THE FEDERAL GOVERNMENT, SO THAT INFORMATION ALSO PROVIDES US SOME GOOD BACKGROUND AND FOUNDATION IN TERM OF OUR DECISION-MAKING PROCESSES.

Mayor Wynn: THANK YOU. I WILL SAY THAT OBVIOUSLY WE DO HAVE A LOT OF CHALLENGES

AND THERE ARE MANY OF THESE DIFFERENT SEEMINGLY INDEPENDENT SILOS, BUT MY PERSPECTIVE IS THAT THERE IS FRANKLY LESS FRAGMENTATION WHEN IT COMES TO THE STRUCTURED ORGANIZATION OF THE PARTNERS WHEN IT COMES TO DEALING WITH HOMELESSNESS FRANKLY THAN WE HAVE ON OTHER ELEMENTS OF OUR SOCIETAL NEEDS. SO I APPLAUD THE TASKFORCE FOR WHAT APPEARS TO BE FRANKLY LESS FRAGMENTATION WHEN IT COMES TO THE MANY PARTNERS WE HAVE TRYING TO DELIVER THIS MYRIAD OF SERVICES FOR THOSE HOMELESS. QUESTIONS OF STAFF?
COUNCILMEMBER LEFFINGWELL.

Leffingwell: MAYOR, ONE OF THOSE SILOS, AND MR. LURIE ALLUDED TO IT BRIEFLY HERE, IS MENTAL HEALTH TREATMENT THAT HAS RECENTLY BEEN UNDERTAKEN, AN INITIATIVE ANNOUNCED I BELIEVE LAST MONDAY BY THE HOSPITAL DISTRICT, IMPLEMENTATION OF AN INTERIM PLAN. AND I THINK THAT'S GOING TO BE VERY IMPORTANT FOR THE HOMELESS COMMUNITY, THOSE 600 CHRONICALLY HOMELESS THAT WERE REFERRED TO EARLIER, AS YOU SAID, MOST OF THOSE HAVE SUBSTANCE ABUSE, MENTAL HEALTH PROBLEMS. MANY SETTLE BOTH OF THOSE, AND THIS INITIATIVE BY THE HOSPITAL DISTRICT, WHICH AS YOU POINTED OUT, THE CITY PARTICIPATES IN ALONG WITH TRAVIS COUNTY, SETON AND ST. DAVID'S, IT'S GOING TO BE AN IMPORTANT PART OF THAT. AND THERE IS OF COURSE THE HOSPITAL DISTRICT'S MENTAL HEALTH STAKEHOLDERS GROUP HAS BEEN WORK FOG OVER A YEAR. THE MAYOR PRO TEM AND I BOTH SIT ON THAT. WE WILL CONTINUE TO MEET ON A QUARTERLY BASIS, I BELIEVE, IN THE MONTHS AHEAD TO WORK TOWARDS THAT PERMANENT SOLUTION TO THAT PART OF THE PROBLEM.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? PERHAPS THEN IN CLOSING I'LL JUST SAY THAT -- AND SPECIFICALLY OF ALL THE ISSUES PRESENTED HERE TODAY, SPECIFICALLY THE BUSINESS PLAN FOR WHAT I'VE TROAFERD AS THE HABITAT ON WHEELS AS PRESENTED BY MR. GRAHAM. AND ACTUALLY I HAVE TOURED SOME OF THOSE UNITS. I AM VERY INTRIGUED WITH AND WANT TO BE VERY AGGRESSIVE WHEN IT COMES TO LOOKING AT OPPORTUNITIES BECAUSE THINKING THROUGH THIS BUSINESS PLAN, OBVIOUSLY SITING WILL ALWAYS BE CONTROVERSIAL, BUT THE CITY -- THERE IS A LOT OF PUBLICLY OWNED LAND IN THIS COMMUNITY. THE CITY OWNS A LOT, THE COUNTY OWNS SOME, THE STATE OF COURSE OWN SOME. OFTEN TIMES OUR LAND INVENTORY LOOKS VERY FAR INTO THE FUTURE, AS IT SHOULD. WHETHER IT'S A FUTURE DESTINATION PARKLAND OR MAYBE DIFFERENT USES. AND THE BEAUTY OF THIS POTENTIAL PLAN IS THAT IT'S QUITE CONCEIVABLE THAT ONE COULD AMORTIZE IF YOU WILL THE HARD DOLLARS ON THE GROUND QUITE QUICKLY. AND THE REAL VALUE, THE REAL ASSETS ARE THOSE TRAILERS. SO TO THE EXTENT THAT A PROJECT IS SEVERAL MILLION DOLLARS, I BELIEVE EASILY FILL AN THROPPICLY RAISED, REALLY IS JUST A CIVIL ENGINEERING TYPE EXPENSE, THE UTILITIES, SOME CONCRETE, A COUPLE OF SORT OF COMMUNITY STRUCTURES. TO THE EXTENT THAT A PIECE OF PROPERTY LIKELY WON'T BE UTILIZED FULLY BY THE PUBLIC FOR ITS PERHAPS LONG-TERM INTENDED USE FOR A DECADE OR SO, MAYBE LESS THAN A DECADE, THIS PROJECT IS SO IMPORTANT, THE NEED IS SO CRITICAL, THAT I COULD SEE FRANKLY FIVE, SEVEN, EIGHT YEARS FROM NOW HAVING TO RELOCATE

THE TRAILERS BECAUSE IN FACT IT'S TIME TO UTILIZE THAT PUBLIC PROPERTY FOR ITS LONG-TERM INTENDED PURPOSE. AND YOU BULLDOZE, YOU TEAR UP WHAT LIKELY IN THE SCHEME OF THING WILL BE A RELATIVELY MODEST AND JUSTIFIABLE EXPENSE, THAT IS, TAKE UP THE -- TEAR UP THE CONCRETE AND BULLDOZE A COUPLE OF SMALLER LITTLE STRUCTURES IN ORDER TO THEN UTILIZE THE PROPERTY FOR ITS INTENDED USE, FUTURE GOLF COURSE, FUTURE PARKLAND, FUTURE UTILITY PIECE OF INFRASTRUCTURE. AND SO I'M QUITE INTRIGUED WITH THIS BUSINESS PLAN AND WANT TO WORK WITH MY COLLEAGUES AND THE CITY MANAGER AND OTHER POTENTIAL PARTNERS, THE STATE AND THE COUNTY, TO FIGURE OUT HOW WE COULD UTILIZE FOR SOME PERIOD OF TIME DIFFERENT PIECES OF PUBLIC PROPERTY FOR WHAT IS A CRITICAL NEED AND WHAT I THINK IS A UNIQUE AND VERY INGENUOUS PLAN TO HOUSE PEOPLE QUICKLY. FURTHER COMMENTS, QUESTIONS? GREATLY APPRECIATE THE PRESENTATION AND THE HARD WORK PUT FORTH BY SO MANY FOLKS. THANK YOU ALL VERY MUCH. COUNCIL, WE HAVE -- AGAIN, I APOLOGIZE. EARLIER AS I MENTIONED, WE HAD A COUPLE OF FOAPT WHO WANTED TO ADDRESS US REGARDING ITEM NUMBER 53, AND I APOLOGIZE FOR NOT SEEING THAT WHEN WE FIRST BROUGHT UP THE ITEM. I'M TOLD THAT PERHAPS THEY'RE BACK IN THE AUDIENCE AND STILL WOULD LIKE TO ADDRESS US. SO IF SUSANA ALMANZA OR ERIC YOUNG OR ANYBODY THAT WOULD LIKE TO SPEAK TO COUNCIL REGARDING AN EARLIER APPROVE ITEM NUMBER 53, THE HOMESTEAD PRESERVATION DISTRICT, AS BRIEFLY MENTIONED BY STATE REPRESENTATIVE EDDIE RODRIGUEZ, WE WOULD WELCOME THAT DISCUSSION NOW. WELCOME. THANK YOU. I APOLOGIZE.

HOW YOU DOING TODAY? MY NAME IS ERIKA AND I AM THE CO-CHAIRMAN FOR ACORN. AND WE WOULD LIKE TO REALLY SAY THANK YOU TO THE MAYOR AND THE COUNCILMEMBERS FOR REALLY WORKING ON THE HOMESTEAD PRESERVATION DISTRICT BECAUSE THIS REALLY DOES MAKE A DIFFERENCE FOR EVERYBODY. AND WE REALLY WOULD LIKE TO SAY THANK YOU. AND THERE ARE OTHERS THAT WOULD LIKE TO VOICE THEIR OPINION. THANK YOU.

Mayor Wynn: THANK YOU, THANK YOU. ANYBODY ELSE CARE TO ADDRESS US REGARDING ITEM NUMBER 53, THE HOMESTEAD PRFBVATION DISTRICT -- PRESERVE VAWFTD DISTRICT? WELCOME.

WE WOULD LIKE TO SAY THANK YOU FOR EXTENDING OUR PRESERVATION OF NUMBER 53. AND WE WOULD LIKE TO THANK YOU ALL AND WELCOME YOU ALL AND WE'RE GOING TO GO IN WITH YOU ALL WITH THIS STEP. THIS IS A BIG STEP. THIS IS THE FIRST STEP, WHICH IS A MAJOR STEP AND IT'S ALSO A BIG STEP, AND WE WANT TO SAY THANK YOU.

Mayor Wynn: THANK YOU. I APPRECIATE YOUR PATIENCE. ANY FURTHER COMMENTS ON ITEM NUMBER 53, COUNCIL'S APPROVAL OF THE ITEM FROM COUNCIL RELATED TO THE HOMESTEAD PRESERVATION DISTRICT? THANK YOU ALL VERY MUCH. SO COUNCIL, LET'S SEE, WE HAVE ONE POTENTIAL DISCUSSION ITEM BEFORE OUR NOON CITIZEN COMMUNICATION. I HAD PULLED AN ITEM FROM COUNCIL THAT I CO-SPONSORED, WHICH IS

THE ITEM NUMBER 56, RELATED TO DIRECTION TO CITY MANAGER TO CREATE GUIDELINES AND CRITERIA FOR A CONGRESS AVENUE RETAIL ENHANCEMENT FUND, SPECIFICALLY HELPING US COME UP WITH SOME ELIGIBILITY OF AN APPLICATION PROCEDURES AND THEN TO BRING THAT BACK TO THE COUNCIL AS QUICKLY AS PRACTICAL. WE HAD A RELATIVELY COMPREHENSIVE NEW STORY ABOUT THIS A FEW WEEKS AGO AND I APPRECIATE THE HELP OF MY CO-SPONSORS AS WE HAVE BEEN THINKING THROUGH THIS ISSUE. OBVIOUSLY THE INSPIRATION FOR THIS ITEM FRANKLY IS THE LIKELY RELOCATION OF SOME EXISTING BUSINESSES IN THE 200 BLOCK OF CONGRESS AVENUE BECAUSE AFTER POTENTIAL NEW PROJECT. AND THEN SORT OF THINKING THROUGH THE LIKELY NEAR TERM FUTURE OF CONGRESS AVENUE, THERE'S PROBABLY TWO OTHER PROJECTS, PERHAPS OF SIMILAR SCALE, THAT MIGHT OVERTIME BE DEVELOPED ON CONGRESS AVENUE. AND MEANWHILE, THE CITY OVER THE LAST TWO YEARS HAS BEEN CO-INVESTING 10 OF THOUSANDS OF DOLLARS WITH THE DOWNTOWN AUSTIN ALLIANCE WITH A VERY COMPREHENSIVE DOWNTOWN RETAIL STUDY AS WE HAVE BEEN TRYING TO CREATE MUCH MORE OF A RETAIL, PEDESTRIAN RETAIL PRESENCE HERE IN OUR DOWNTOWN. OF COURSE WE'VE HAD GREAT SUCCESS, BUT IT'S QUITE SMALL RIGHT NOW ON OUR SECOND STREET, BUT THE PHASE TWO OF THAT ANALYSIS IS SPECIFICALLY RELATED TO CONGRESS AVENUE. SO AT THE TIME THAT THE CITY HAS ALREADY BEEN INVESTING IN A POTENTIAL LONG-TERM RETAIL ENHANCEMENT PLAN FOR CONGRESS AVENUE, NOW HERE COME ONE PROJECT, AND LIKELY A COUPLE OF OTHER ONES IN THE NEAR TERM, FRANKLY HOPEFULLY IN THE NEAR TERM, THAT AT FIRST SEEMINGLY COMPLICATED THAT WORK, BUT NOW PERHAPS IS AN OPPORTUNITY, FRANKLY A FUNDING OPPORTUNITY FOR EXPANDING THAT WORK, ACTUALLY GIVING US PERHAPS SOME MORE TOOLS AND CERTAINLY SOME MORE FUNZ IF WE CAN FIGURE OUT HOW TO USE THEM FOR THAT TOOL BOX. SO THE IDEA BEHIND THIS AS PRESENTED BY THE MAYOR PRO TEM AND COUNCILMEMBER MARTINEZ, THIS HAS BEEN IN DISCUSSION IN VARYING FORMATS BY A NUMBER OF PEOPLE FOR SEVERAL MONTHS NOW, IS IN LOOKING AT THESE LARGE PROJECTS, SPECIFICALLY ON CONGRESS AVENUE, THERE ARE USUALLY A TREMENDOUS AMOUNT OF FEES GENERATED TO THE CITY FOR APPROPRIATE REASONS. LARGE 100-MILLION-DOLLAR PROJECT, HI-RISE PROJECT ON CONGRESS AVENUE IS A COMPLICATED PROJECT TO CONSTRUCT. IN ADDITION TO WHAT LIKELY, APPROPRIATELY, IN A PROPORTIONATE WAY ARE VERY LARGE FEES FOR BUILDING PERMITS AND OTHER SORT OF UTILITY TAPS AND SERVICES, PLAN REVIEW, THING LIKE THAT, TRUE EXPENSES THAT THE CITY WILL HAVE, A BIG PROJECT ON CONGRESS AVENUE, CITY STAFF WILL SPEND COUNTLESS, COUNTLESS HOURS BOTH REVIEWING THE PLANS AND THEN HAVING COUNTLESS NUMBER OF SITE INSPECTIONS FOR THAT PROJECT. SO IT THERE'S REAL TRUE EXPENSE TO THE CITY WHEN PROJECTS ARE BUILT, HENCE WE'RE ALLOWED TO CHARGE THE PROPORTIONATE BUILDING FEES AND TAP FEES, PERMIT FEES, ETCETERA. PARTICULARLY ON CONGRESS AVENUE, BUT ON OTHER PARTS OF DOWNTOWN THERE OFTEN TIMES ARE ADDITIONAL FEES. AND THESE ARE APPROPRIATE FEES THAT ARE PAID TO THE CITY FOR USUALLY THE USE OF SOME TYPE OF COMMUNITY ASSET. LANE CLOSURES IS A VERY COMMON AND LARGE TICKET ITEM. THE LARGE PROJECT BUILT ON CONGRESS AVENUE COULD EASILY CLOSE A LANE OF TRAFFIC OR PERHAPS THE PARKING

LANE FOR A YEAR OR MORE. AND THE DEVELOPERS USUALLY TRY TO BE AS FRUGAL AS THEY CAN BE BY CLOSING AS FEW NUMBER OF LANES FOR SHORT-TERM AS POSSIBLE BECAUSE OF THESE FEES. BUT IT'S QUITE POSSIBLE THAT FEES LIKE LANE CLOSURE FEES OR IN THE CASE OF WHEN FROST BANK TOWER WAS BUILT, THE ACTUAL AIR RIGHTS ABOVE THAT ALLEY, OTHER FEES LIKE THAT, I WOULD GENERALLY CHARACTERIZE AS NOT HAVING TO COST THE CITY STAFF MUCH TIME AND EFFORT AND/OR MONEY. SO IN A SENSE, THERE'S FRANKLY SORT OF A NET POTENTIAL SORT OF FINANCIAL BENEFIT TO THE CITY FOR CERTAIN FEES THAT OCCUR ON THESE PROJECTS, LIKE LANE CLOSURES. AND SO THE IDEA HERE IS TO CERTAINLY NOT CREATE ANY EXPENSE FOR CONSTITUENT BY REDUCING OR USING FEES OTHERWISE THAT ARE PAID FOR INSPECTIONS AND PLAN REVIEW AND THING LIKE THAT, BUT PERHAPS TAKE THESE FUNDS OR LIKELY A PERCENTAGE OF THESE FUNDS AND DEDICATE THEM SPECIFICALLY TO A FUND THAT WHEREBY WE REINVEST AS PART OF THIS PHASE TWO CONGRESS AVENUE RETAIL PLAN. AND IN FACT, THIS WOULD BE SORT OF EXPANDED IN A SENSE TO BE ALSO RETENTION EXCEPT THAT WE DON'T LOSE EXISTING BUSINESSES AT THE TIME WHEN WE'RE TRYING TO LURE NEW ONES. SO THE CONCEPT AGAIN IS TO HAVE THE CITY MANAGER AND HER STAFF HELP US CREATE THE GUIDELINES AND THE CRITERIA FOR HOW WE COULD USE FUNDS LIKE THESE ON CONGRESS AVENUE. AND I'LL JUST -- JUMPING AHEAD I'LL SAY SOME OF MY THOUGHTS WOULD INCLUDE THINGS LIKE HARD CONSTRUCTION DOLLARS. TO THE EXTENT THAT WE CAN HELP BUSINESSES ON CONGRESS AVENUE WITH THEIR SPACE, WHETHER THAT BE FACADE IMPROVEMENTS. THERE'S A NUMBER OF POTENTIAL HISTORICAL FACADES ON CONGRESS AVENUE THAT ARE BOARDED UP TODAY. HERE WE ARE THE MAIN STREET OF TEXAS, THE DYNAMIC DOWNTOWN, A FABULOUS, GROWING REGIONAL ECONOMY, AND THERE'S PARTS OF CONGRESS AVENUE THAT LOOK BAD. SO IT COULD BE EVERYTHING FROM, SAY, FACADE RESTORATION FUNDS, A.D.A. COMPLIANCE. THERE CLEARLY COULD BE SOME STREET SCAPE REQUIREMENTS. AS PROUD AS WE ARE OF CONGRESS AVENUE, THERE'S ALWAYS WORK TO BE DONE. YOU KNOW, SOME PUBLIC SAFETY ISSUES WITH APPROPRIATE FIRE EXITING AND OTHER THING. SO I THINK THERE COULD BE SOME VERY LEGITIMATE PUBLIC BENEFIT TO DOLLARS SPENT UP AND DOWN CONGRESS AVENUE, PARTICULARLY AS WE TRY TO EXPAND AND DELIVER ON THE PROMISE OF THIS CONGRESS AVENUE RETAIL STUDY THAT'S BEEN UNDERWAY FOR A COUPLE OF YEARS. AND SO I KNOW THAT THERE ARE A NUMBER OF OTHER THOUGHTS THAT COUNCILMEMBERS HAVE, AND ONES THAT I'VE HEARD I THINK ARE VERY GOOD. SO I GUESS MY GOAL WITH CALLING UP THIS ITEM NOW WOULD BE FOR US TO TRY TO GIVE AS MUCH DIRECTION AS WE CAN TO THE CITY MANAGER AND HER STAFF AS THEY STATISTIC -- I APPRECIATE THEY HAVE BEEN WORKOGTHIS FOR A COUPLE OF WEEKS TRYING TO COME UP WITH WHAT WOULD BE THOSE PARAMETERS, ELIGIBILITY, THE PROCEDURES. I'LL ALSO SAY THAT, AGAIN, BECAUSE OF THE INSPIRATION OF THE 200 BLOCK OF CONGRESS AVENUE, I ALSO NEED TO RECOGNIZE THAT SWRE TO THINK ABOUT THE TIMING OF THESE DOLLARS AND WHEN THEY COULD BE UTILIZED. SO I WILL ANNOUNCE NOW THAT I WOULD BE FULLY SUPPORTIVE, IF DONE APPROPRIATELY, OF WHAT I WOULD CALL SOME TYPE OF RETROACTIVE ABILITY. THAT IS, AS A PROJECT OCCURS, IT SEEM TO ME THESE FUNDS LIKELY WON'T BE COMING IN

-- THEY CERTAINLY DON'T COME IN IMMEDIATELY AND THEY USUALLY COME IN OVER THE COURSE OF A TWO-YEAR CONSTRUCTION TIME. BUT TO THE EXTENT THAT IF WE HAVE RELATIVELY FIRM PARAMETERS AND GUIDELINES AND ELIGIBILITY STZ FOR HOW THESE FUNDS WOULD BE USED, I THINK THE DEVELOPMENT COMMUNITY COULD LOOK AT THAT AND AS LONG AS WE ARE CONSISTENT, THEY WOULD LIKELY RECOGNIZE WHO AND WHAT KIND OF PROJECTS WOULD BE ELIGIBLE. SO IT COULD EVEN BE THAT SOME PROJECTS, SOME OF THE DEVELOPERS COULD EXPEND SOME FUN FRANKLY UP FRONT, SOONER RATHER THAN LATER. AND TO THE EXTENT IT'S DONE IN A SOUND WAY IN ACCORDANCE WITH GUIDELINES THAT WE ESTABLISH, THEN THERE'S SORT OF A CREDIT AS THEY OTHERWISE WOULD START TO PAY THE CITY FOR LANE CLOSURES OR AIR LIGHTS ROOITS OR OTHER PARKING SPACES, OTHER THING THAT IF WE DEEM SO WOULD BE APPROPRIATE DOLLARS FOR THIS FUND. SO WE NEED TO THINK THROUGH THE TIMING AND WHAT I CALL THE RETROACTIVE NATURE, POTENTIAL NATURE OF THE DOLLARS SPENT, AND AGAIN, I JUST APPRECIATE THE WORK THAT'S LR.....THAT'S ALREADY BEEN DONE AND LIKELY WILL BE DONE OVER THE NEXT FEW WEEKS AS WE TRY TO GET THIS DONE ALSO AND TIME ENOUGH TO HAVE AN IMPACT ON THE NEGOTIATIONS AND TIMING OF THE POTENTIAL PROJECT IN THE 200 BLOCK. SO WITH THAT I'LL OPEN UP THE COMMENTS, THOUGHTS? MAYOR PRO TEM.

Dunkerley: THANK YOU, MAYOR. I TOO AM VERY SUPPORTIVE OF THIS ENDEAVOR AND I'M LOOKING FORWARD TO THE CITY STAFF COMING UP WITH SOME GOOD CROOILT FOR IT. ONE OF THE THINGS I'M INTERESTED IN IS TO BE SURE THAT THE CRITERIA, THAT THE PROGRAM IS SOMETHING THAT WE CAN REPLICATE FROM TIME TO TIME WHEN WE HAVE OTHER BUSINESSES IN THE SAME SITUATION. SO LOOK AT IT ALSO FROM THAT PERSPECTIVE, WHEN HAVE YOU A MAJOR REDEVELOPMENT AND SOMETHING SIMILAR HAPPENS, LET'S MAKE SURE THAT WE CAN OFFER SIMILAR TYPES OF HELP IN THOSE SITUATIONS. I THINK ADDITIONALLY THIS COULD ALSO BE USED AS ANOTHER TOOL FOR THOSE CONGRESS AVENUE MERCHANTS THAT HAVE WORKED REALLY HARD IN TRYING TO ENHANCE THE RETAIL OPPORTUNITIES UP AND DOWN CONGRESS. AS YOU KNOW, THIS HAS BEEN GOING ON FOR MANY YEARS AND SO I HOPE TO PERHAPS TO THAT EXTENT THAT SOME THOUGHT CAN BE GIVEN ALONG THOSE LINES. THE DAA IS VERY SUPPORTIVE OF THIS ENDEAVOR AS THEY ARE OF OTHER ENDEAVORS IN DOWNTOWN AREAS ALONG CONGRESS AVENUE, ALONG SIXTH STREET TO GET A BETTER MIX OF RETAIL OPPORTUNITIES ALONG THOSE AREAS. THEY HAVE SOME IDEAS ABOUT OTHER POTENTIAL REVENUE SOURCES THAT WE DO NOT TAP AT THIS TIME THAT COULD EVEN BE USED ALONG SIXTH STREET TO HELP IMPROVE THE MIX THERE. AND I WOULD LIKE TO SUGGEST THAT THEY HAVE AN OPPORTUNITY TO GIVE THOSE IDEAS TO THE STAFF. THEY'VE WORKED OUT ONE PAGE AND PERHAPS WORKED ON AN ONGOING BASIS FORMALLY WITH THIS ENDEAVOR BECAUSE THEY ARE VERY INTERESTED AND HAVE A LOT OF MERCHANT SUPPORT DOWNTOWN. SO THOSE WOULD BE MY SUGGESTIONS. AND I'M SURE YOU'LL FIND A WAY TO DEAL WITH THE TIMING ISSUE. I THINK THE MAYOR HAS A GOOD IDEA. AND IF THAT DOESN'T WORK, I'M SURE YOU'LL BE ABLE TO COME UP WITH SOMETHING ELSE.

Mayor Wynn: THANK YOU, COUNCILMEMBER DUNKERLEY. COUNCILMEMBER KIM.

Kim: IT'S BEEN SAID THE SMALL BUSINESSES ON CONGRESS AVENUE ATTRIBUTE A LOT TO THIS CITY AND WE WANT TO BE SURE THEY CAN STAY THERE, BUT THERE ARE A COUPLE OF THING I WOULD LIKE TO ADD AS WE'RE DRAFTING THE RULES AND THE PARAMETERS FOR THIS POLICY. ONE THING IS I'D LIKE TO MAKE SURE THAT WE SEE SERVICES IN RETAIL THAT APPEAL TO FAMILY. IN PARTICULAR, BECAUSE I KNOW DOWNTOWN WE HAVE A STRONG CONCENTRATION OF BARS. WE HAVE 103 BARS DOWNTOWN, BUT I WOULD LIKE TO SEE A MIX OF RETAIL AND SERVICES THAT ARE FOR FAMILIES AND OTHER THAN JUST PLACES LIKE BARS. ANOTHER THING IS THAT WE LOOKED AT SOME PROGRAMS AROUND THE COUNTRY THAT ARE SUCCESSFUL AND ONE IN PARTICULAR IS NEW YORK CITY, AFTER THE 9-11, THE SMALL FIRM ATTRACTION RETENTION PROGRAM. AND THAT REQUIRES THAT THE RECIPIENTS STAY IN THE NEIGHBORHOOD AND CONTINUE THEIR BUSINESS OPERATIONS AND EMPLOY PEOPLE FOR AT LEAST FIVE YEARS. ANOTHER INTEREST THAT I HAVE IS TO MAKE SURE THAT WE ARE ABLE TO RECAPTURE OUR EQUITY SHOULD THE BUSINESS BE SOLD OR THE BUSINESS SWITCH HANDS OR CLOSE, AND WE ALREADY HAVE SOME GUIDELINES FOR HOME REPAIR GRANT FOWNZ RECOVER SOME OF THE VALUE OF THOSE HOMES UPON THEIR RESALE, SO THAT'S SOMETHING THAT I WOULD LIKE TO SEE THAT WE PROTECT IN TERMS OF OUR INVESTMENT SO THAT THOSE FUNDS CAN GO TOWARDS OTHER BUSINESSES AND IT'S SOMETHING THAT WE CAN USE TO REPLENISH THE FUNDS OVER TIME. ANOTHER INTEREST THAT I HAVE IS THE NUMBER OF EMPLOYEES AND PERFORMANCE MEASURES AROUND EMPLOYEES THAT THE BUSINESS EMPLOYS. AGAIN NRKS NEW YORK, IT RANGES FROM 3500 TO \$5,000 PER EMPLOYEE, AND THIS COULD BE A METHOD TO ENSURE CONTINUED EMPLOYMENT AT THE DOWNTOWN BUSINESS. SO I'LL FORWARD THOSE IDEAS OVER TO THE CITY MANAGER'S OFFICE AS YOU'RE WORKING ON YOUR PLAN.

Mayor Wynn: THANK YOU, COUNCILMEMBER. GOOD COMMENTS. COUNCILMEMBER MARTINEZ.

Martinez: I ALSO WANT TO THANK EVERYONE FOR PARTICIPATING AND WORKOGTHIS. IT WASN'T JUST A FEW INDIVIDUALS. A LOT OF US GOT INVOLVED IN THIS ISSUE AND I THINK WHAT WE CAME UP WITH IS WE TOOK ONE ISOLATED ISSUE, CAME UP WITH A SOLUTION FOR A POTENTIAL HOST OF ISSUES THAT WE'RE GOING TO BE FACING AS DOWNTOWN DEVELOPS, SO I'M APPRECIATIVE OF THAT. BUT I CAN'T GO WITHOUT SAYING THAT I APPRECIATE STAFF TAKING THIS ON. IT'S REAL EASY FOR US TO SIT UP HERE AND FIND A SOLUTION AND VOTE ON THIS UNANIMOUSLY. YOU GUYS ARE GOING TO WORK ON IT AS HARD AS YOU CAN AND YOU'RE GOING TO SPEND THE HOURS DOING THAT. AND WE CAN'T IMPLEMENT PROGRAMS LIKE THIS WITHOUT YOUR HARD WORK. SO ASSISTANT CITY MANAGER HUFF MAN, DIRECTOR ED WARS, I KNOW YOU'RE HRD WORKOGTHIS AND I THANK YOU FOR THE WORK YOU'RE ABOUT TO DO. AND HELPING US SEE THIS COME THRUVENT I THINK WE HAVE A GOOD IDEA, BUT OBVIOUSLY THERE'S A LOT OF DETAILS TO BE WORKED OUT AND I'M VERY CONFIDENT THAT YOU GUYS WILL DO A GREAT JOB. I ALSO WANT TO

RECOGNIZE OUR FRIENDS FROM LAS MANITAS THAT ARE HERE TODAY. HOPEFULLY THIS IS THE START OF A MEANS TO AN END FOR YOU GUYS TO CONTINUE YOUR SUCCESS, CONTINUE BEING A VITAL PART OF OUR DOWNTOWN COMMUNITY. AND I JUST APPRECIATE YOU HANGING IN THERE. AND I KNOW THIS LAST YEAR HAS BEEN PRETTY DIFFICULT FOR YOU, BUT HOPEFULLY WE'RE COMING CLOSE TO AN END AND WE CAN MOVE FORWARD AND STILL HAVE OUR MIGAS EVERY MORNING TOGETHER.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL.

Leffingwell: IS IT ON NOW? IT'S NOT SHOWING UP. OKAY. I JUST WANTED TO CLARIFY THE MAYOR PRO TEM MENTIONED THAT EAST AND WEST SIXTH STREET. AND IS THERE ANYTHING IN THE DIRECTION OF THE CITY MANAGER THAT WOULD RESTRICT IT TO CONGRESS AVENUE ONLY OR WOULD IT BE ALSO INCLUDING EAST AND WEST SIXTH, WHICH IS ALSO A NATIONAL REGISTRY HISTORIC STREET?

Mayor Wynn: AM I ON? THANK YOU. AGAIN, PART OF THESE DISCUSSIONS IS TO GIVE DIRECTION TO STAFF AS THEY CAN COME UP WITH THE PLAN. MY THOUGHT IS THAT WE GET FAR MORE BUY IN FRANKLY FROM THE POTENTIAL DEVELOPMENT COMMUNITY WHEN THEY SEE THAT THE -- SORT OF THEIR DOLLARS ON A CONGRESS AVENUE PROJECT ARE SPENT ON CONGRESS AVENUE. I CLEARLY SEE THE BENEFIT OF HELPING WITH OUR CHALLENGE ON EAST SIXTH STREET, CERTAINLY FROM CONGRESS TO THE INTERSTATE, WHICH IS THE HISTORIC DISTRICT. WEST SIXTH ISN'T HISTORIC CURRENTLY AND THERE SEEMS TO BE SOME POSITIVE THING SPRINGING UP PRETTY CONSTANTLY ON WEST SIXTH STREET. BUT I'M CERTAINLY OPEN TO THAT DISCUSSION. MY PERSPECTIVE IS THAT THIS ALSO COULD BE CONSIDERED QUITE THE PILOT PROJECT AND SO TO THE EXTENT THAT WE WANT TO EXPORT THIS TO OTHER CORRIDORS AROUND TOWN, I THINK PARTICULARLY WITH THIS -- GOING THROUGH THIS INITIAL PROCESS, WE WILL HAVE THAT TEMPLATE OR THAT PRODUCT IN PLACE TO LOOK AT BURNET OR SOUTH LAMAR OR SOUTH CONGRESS OR OTHER CORRIDORS AROUND TOWN. BUT THERE OBVIOUSLY IS PHYSICAL TIE IN, CONGRESS AVENUE AND AT LEAST EAST SIXTH STREET RIGHT THERE THAT I THINK WOULD BE APPROPRIATE FOR US TO DISCUSS OR AS STAFF BRINGS FORWARD THESE POTENTIAL PARAMETERS AND CRITERIA, WE HAVE THAT DISCUSSION. MAYOR PRO TEM AND THEN COUNCILMEMBER COLE.

Dunkerley: MAYOR, YOU'RE RIGHT. I THINK THE ISSUE ON CONGRESS AVENUE PROBABLY NEEDS TO GET ADDRESSED FIRST, BUT I THOUGHT IN THIS PROCESS IF YOU'RE WORKING WITH DAA, THEY HAVE SOME SUGGESTIONS OF SOME IDEAS OF ADDITIONAL FUNDING THAT WE'RE NOT TAPPING NOW THAT MIGHT BE USED IN THE SIXTH STREET AREA IN THE FUTURE. THEIR PROBLEM IS A LITTLE BIT DIFFERENT. MAYBE IT'S NOT SO MUCH DIFFERENT FROM CONGRESS. THIS ISSUE WE'RE FACING NOW IS SOMETHING THAT'S STEMMING FROM REDEVELOPMENT AND A FORCED RELOCATION. YOU HAVE ANOTHER ISSUE ALONG CONGRESS AS WELL AS ALONG SIXTH STREET IN TRYING TO INCREASE THE MIX OF RETAIL THAT YOU HAVE THERE, AND THAT'S PRIMARILY OWNERS OF A BUILDING IN A FINANCIAL

SITUATION BEING REALLY TAKING ON THE FIRST COME, WHETHER IT'S A BAR OR WHAT HAVE YOU BECAUSE THE MONIES ARE THERE AND THERE'S NOT A LOT OF COST TO THE REDEVELOPMENT OR THE RENOVATION OF THAT SITE FOR THAT NEXT BUILDING. SO I THINK AFTER WE FINISH THIS FIRST THING, IF WE CAN LOOK AT THE ADDITIONAL REVENUE SUGGESTIONS AND SEE IF THERE'S NOT A WAY THAT WE CAN ESVEN..... EVENTUALLY COME UP WITH A SECOND PRONG OF TRYING TO GET NOT ONLY RETAIN BUSINESSES THAT WE HAVE THERE, BUT GET THAT DIFFERENT MIX OF BUILDINGS. SO I'VE PROBABLY REALLY CONFUSED YOU NOW.

I THINK WE GET IT.

Mayor Wynn: COUNCILMEMBER COLE.

Cole: I TOO APPRECIATE THE NEED FOR ENCOURAGING RETAIL ENHANCEMENT ALONG CONGRESS AND HAVE VISITED WITH DAA ABOUT THE IMPORTANCE OF THAT, BUT I'D ALSO LIKE TO ENCOURAGE US TO CREATE GUIDELINES FOR THE 11th AND 12TH STREET REDEVELOPMENT ZONE AS WELL AS THE SEVENTH STREET ZONE BECAUSE THESE ARE MAJOR ARTERIALS TO DOWNTOWN AND THEY HAVE BEEN DIRECTLY RELATED TO THE VIBRANCY OF THE CURRENT DOWNTOWN AND THEY TOO ALSO HAVE A NEED FOR RETAIL DEVELOPMENT AS PART OF THEIR PLANS AND AS INDICATED. AND I ALSO THINK AS WE CONTINUE TO WORK TOWARD DOWNTOWN GROWING EAST OF THE FREEWAY AND BRIDGE THE GAP EAST AND WEST THAT WE HAVE TO THINK OF BUSINESS DISTRICTS THAT HAVE BEEN LOCATED IN OTHER AREAS OF TOWN, PARTICULARLY 11th AND 12TH STREET AND EAST SEVENTH TO CHICON FOR MINORITY BUSINESSES THAT WE ENCOURAGE THAT AND DO NOT LEAD THAT OUT OF THE DISCUSSION PHASE EVEN EARLY ON.

Mayor Wynn: COUNCILMEMBER MCCRACKEN.

McCracken: FIRST I REALLY WANT TO CONGRATULATE YOU MAYOR AND MAYOR PRO TEM AND COUNCILMEMBER MARTINEZ. THIS IS SOME VERY INNOVATIVE AND ININVITEFUL WORK AND -- INSIGHTFUL WORK AND YOU'VE DONE US ALL PROUD AND DONE US A GOOD SERVICE WITH WHAT YOUR PROPOSING TODAY. I THINK IN ADDITION TO THE RELOCATION COSTS, WHICH ARE VERY IMPORTANT, THAT WE SHOULD ALSO LOOK AT A USE OF THE RELOCATION FUNZ AS A WAY TO STRUCTURALLY PERSONALLY REDUCE THE RENT BECAUSE WUNG ONE OF THE THING I THINK WE FOUND FOR OUR LOCAL MERCHANTS WHEN THEY LOOK TO RELOCATE THEY COULDN'T FIND ANY SPACE AFFORDABLE HOUSING ON A MONTH-TO-MONTH BASIS. RIGHT NOW THE LOCAL BUSINESSES MAY BE PAYING 13 BUCKS A FOOT, 14 BUCKS A FOOT. IF THE ONLY SPACES THAT ARE AVAILABLE ARE 30 BUCKS A FOOT, THEN ANOTHER PORTION OF THE PUZZLE TO SOLVE IN ADDITION TO THE RELOCATION COSTS, WHICH ARE VERY IMPORTANT, IS GOING TO BE A STRUCTURAL CHANGE IN THE RENT. AND IN ONE WAY WE COULD DO IT IS STRAIGHTFORWARD VALUATION ON REAL ESTATE FINANCE, WHICH IS THAT VALUE EQUALS INCOME DIVIDED BY RATE OF RETURN SO THAT WHAT YOU COULD DO IS SAY, OKAY, IF THERE WOULD BE X AMOUNT LESS OF NET

OPERATING INCOME AS A RESULT OF REDUCING THE RENTS THEY COULD MARKET AT 30 TO 13, THAT PROVIDES YOU WITH A STRAIGHTFORWARD MECHANISM TO DETERMINE THE PURE DOLLAR VALUE TO REDUCE THAT. WE'VE GOT -- SUE AND NEFB HER SHOP IS A LOT SMARTER THAN I COULD ARTICULATE HERE, BUT I THINK IT'S IMPORTANT TO LOOK AT IS STRUCTURALLY REDUCING THE RENTS. ALSO, I THINK IT WOULD BE HELPFUL IF WE LOOKED AT A WAY THAT IF A BUSINESS HAD TO RELOCATE OFF OF CONGRESS AVENUE FROM A REDEVELOPMENT, LAS MANITAS, IF THEY HAVE TO END UP RELOCATING SOMEWHERE BESIDES CONGRESS AVENUE, I THINK IT MIGHT BE HELPFUL FOR STAFF TO PRESENT ONGSES OF WHETHER THE RELOCATION FUND COULD BE AVAILABLE FOR SOMEONE WHO STAYS IN DOWNTOWN, BUT RELOCATES OFF OF CONGRESS AVENUE BECAUSE OF NEW DEVELOPMENT. AND MAYBE WE LIMIT IT TO DAY CARES. BUT I HAD A QUESTION AND THAT IS ARE THE FEES THAT ARE GOING TO THE FUND FROM ALL DOWNTOWN DEVELOPMENT OR ARE THEY SIMPLY FROM DEVELOPMENTS ON CONGRESS AVENUE AND/OR EAST SIXTH STREET?

Mayor Wynn: THE CURRENT IS JUST A PROPOSAL TO TEE UP THIS DISCUSSION, FRANKLY, BUT OUR INITIAL PROPOSAL WAS CONGRESS AVENUE. AND THE THOUGHT BEING IS THAT TO TRY TO HAVE IT AS SPECIFIC AND AS PREDICTABLE AS POSSIBLE. I THINK FRANKLY THE TIGHTER THE PARAMETERS ARE, THEN THE MORE PREDICTABLE IT IS AND SORT OF THE MORE BUY IN WE'LL HAVE. KEEP IN MIND THAT OFTEN TIMES YOU WILL SEE THAT -- CONGRESS AVENUE IS JUST THIS OBVIOUS PLACE WHERE THE FEES LIKELY ARE HIGHER THAN ANYWHERE ELSE. IT'S THE MOST CHALLENGING PLACE TO CONSTRUCT A HI-RISE BUILDING, SO OFTEN TIMES THEY NEED THE MOST AMOUNT OF POTENTIAL LANE CLOSURES AND SORT OF STAGING AREAS. SO I DON'T KNOW -- AND AGAIN, I THINK WE COULD TAKE THIS PILOT AND WE COULD PERHAPS HAVE THE CONGRESS AVENUE FUND, THEN IF WE REALLY WANT TO TALK ABOUT MAYBE DOWNTOWN FOASHT, OTHER SORTS OF BROADER DOWNTOWN ISSUES, WE COULD HAVE A PLAN FOR TAKING SOME FEES WITH DOWNTOWN DEVELOPMENT TO DO SOME OTHER THINGS. BUT THE FACT THAT WE HAVE THIS TWO YEAR ONGOING RETAIL WORK ON CITY FUNDED RETAIL WORK ON CONGRESS AVENUE JUST SEEMS IT'S JUST DOVE TAILS VERY WELL INTO THAT.

McCracken: MAYOR, I THINK THAT'S ALL -- I THINK IT MAKES A LOT OF SENSE. I AGREE WITH WHAT YOU ALL ARE PROPOSING TO FOCUS IT ON CONGRESS AND SIXTH STREET AND PERHAPS MAYBE LIMIT IT TO A CORRIDOR. MY THOUGHT WAS THERE'S A LOT OF DOWNTOWN BUILDINGS GOING UP IN OTHER PARTS OF DOWNTOWN, BUT WE DO RECOGNIZE WE HAVE SPECIAL RESPONSIBILITIES AND CHALLENGES ON SIXTH STREET AND CONGRESS AVENUE. SO I DON'T HAVE A STRONG FEELING ABOUT IT, Y'ALL HAVE WORKED ON THIS A LOT MORE, I JUST DIDN'T KNOW IF WE COULD INCREASE THE POTENTIAL FUNDING POOL, BUT USE THOSE FUNDS FOR THE TARGETED AREAS OF CONGRESS AVENUE AND SIXTH STREET. MAYBE STAFF CAN GIVE US INFORMATION ON IT AND I DON'T HAVE ANY KIND OF OPINION ON IT. MY FINAL POINT IS THAT YOU YOU IT WOULD BE UPON THAT THERE NOT BE FEE WAIVERS. THAT IF A CONGRESS AVENUE DEVELOPMENT IS GOING TO GO UP AND THESE FUNDS ARE GOING TO GO IN TO DO THE RETAIL RELOCATION, THEN

THERE SHOULD NOT BE A FEE WAIVER INVOLVED. MAYBE WHAT WE COULD DO IS SOMETHING ALONG THE LINES OF WHAT ROMA HAD RECOMMENDED TO US IN THE CONTEXT OF PUBLIC BENEFITS THAT MAYBE A FEE WAIVER ONLY HAPPENS IF YOU PROVIDE A PUBLIC BENEFIT THAT IS A QUANTIFIABLE DOLLAR VALUE. I'LL LEAVE THAT TO Y'ALL TO COME UP WITH ADVICE ON THAT, BUT IT'S VERY IMPORTANT THAT WE NOT HAVE IN PLACE ANY FEE WAIVERS THAT DILUTE THE POTENTIAL POOL OF WHAT I THINK IS A DR.PROPOSAL. -- A GREAT PROPOSAL.

Mayor Wynn: TWO POINTS, ONE IS I TEND TO AGREE WITH THAT. MY UNDERSTANDING IS THE LAST SORT OF MAJOR FEE WAIVER OF THIS TYPE WAS WITH THE FROST BANK TOWER CONSTRUCTION ON CONGRESS AVENUE, WHICH WAS 2001 THROUGH 2003, SOMETHING LIKE THAT. AND AGAIN, THAT WAS STILL AT THE TIME, BELIEVE IT OR NOT, WHEN THERE WASN'T A LOT HAPPENING DOWNTOWN. SO PART OF THAT WHOLE PROGRAM, EVEN GOING BACK TO SMART GROWTH INITIATIVES IN THE MID TO LATE '90'S, WAS TO TRY TO LEVEL THE PLAYING FIELD, TRY TO PRIME THE PUMP, IF YOU WILL, OF DOWNTOWN DEVELOPMENT, AND IT CERTAINLY SEEMS TO HAVE WORKED IF YOU LOOK AT THE TOWER CRANES ON THE HORIZON RIGHT NOW. SO I AGREE, I THINK THAT THE -- THERE'S ALWAYS OPPORTUNITY TO WAIVE A FEE FOR A CERTAIN CAUSE, BUT ULTIMATELY WE WANT TO HAVE THE FUNDS AVAILABLE FOR THIS USE. AND THEN ALSO TO TALK ABOUT YOUR GOOD COMMENT ABOUT OCCUPANCY COSTS AND JUST THE AFFORDABILITY, IT SEEMS TO ME THAT PERHAPS BASED ON THAT THERE'S -- IT SEEMS TO ME IT'S EASIER FOR US TO JUSTIFY PARTICULARLY LARGER INVESTMENTS TO THE EXTENT THAT WE CAN HELP WITH OWNER OCCUPANCY. THAT IS, IF WE JUST SUBSIDIZE SOMEBODY'S RENT FOR 10 YEARS, OBVIOUSLY THAT GOOD GOES AWAY WHEN THAT LEASE EXPIRES OR WHEN OUR SUBSIDY RUNS OUT. THIS ISN'T A PERPETUAL FUNZ. THESE ARE ONE TIME SOURCE OF FUNDS. A SINGLE PROJECT HAS SEVERAL HUNDRED THOUSAND DOLLARS INSERTED INTO THE FUND, BUT THAT'S THE LAST WE GET OF MONIES OFF OF THAT PROJECT. SO IT... IT SEEMS TO ME THAT TO THE EXTENT THERE'S OWNER OCCUPANCY CREDIT GIVEN, THAT IT HELPS ON THAT PROFICIENT STANDARD, HELPS SOMEBODY BUY A BUILDING OR HELPS SOMEBODY TAKE A BUILDING THAT THEY OWN AND MAKE IT WORK FOR THEM PERPETUALLY.

McCracken: ALONG THOSE LINES, WE COULD DO SOMETHING -- I AGREE. I THINK IT WOULD BE SIMILAR TO BLOCK 21, CHIRNT AGO MUSEUM, WHERE THE FUNDS FROM THE PROJECT THAT WE DEDICATED FIVE MILLION DOLLARS INTO THE PROJECT AND THE CHILDREN'S MUSEUM WAS ABLE TO GET IN FOR \$500,000, BUT THEN IT HAD A PERMANENT FOASHT COVENANT AND IF THEY SOLD IT WE BASICALLY HAD SOME KIND OF COVENANT OR OWNERSHIP INTEREST IN A WAY TO KEEP THAT SPACE PERMANENTLY AFFORDABLE. SO I GUESS WHAT I'M SUGGESTING IS THAT THE FUNDS POTENTIALLY COULD BE USED IN THE SAME WAY THAT WE USE THE CHILDREN.....CHILDREN'S MUSEUM STRUCTURE THAT YOU PUT IN SOME MONEY, YOU GET IT ON A LOW END, BUT THERE ARE CONDITIONS ATTACHED.

THAT TIES IN WELL TO COUNCILMEMBER KIM'S COMMENT ABOUT HOW DO WE FRANKLY PROTECT THIS PUBLIC VEFBILITY AND TO THE EXTENT THAT IT'S AN OWNER OCCUPIED

STRUCTURE, WE ALREADY HAVE SOME REAL ESTATE RIGHTS OR SOME RIGHT OF FIRST REFUSAL, SOME EVEN AMORTIZED PERHAPS SCHEDULE SO THAT IF THE BEING CELLS OR THE BUSINESS LEAVES, GOES OUT OF BUSINESS HABS WHATEVER REASON, WE CAN EXERCISE WHATEVER RIGHTS WE MIGHT HAVE TO GET THOSE FUNDS OR AT LEAST A BIG FORTION OF THOSE FUNDS BACK AVAILABLE FOR FUTURE OPPORTUNITIES. 'FURTHER COMMENTS, QUESTIONS? WE HAD ONE SPEAKER SIGNED UP, I THINK MOLLY ALEXANDER WAS HERE PERHAPS AS A RESOURCE. SHE BEING KEY TO THAT DAA AND THE CITY OF AUSTIN FUNDED CONGRESS AVENUE RETAIL STUDY AND WORK THAT'S GOING ON. I WILL SAY WE HAVE POSTED THIS TECHNICALLY TO DIRECT THE CITY MANAGER TO COME BACK ON OR BEFORE FEBRUARY 15TH, 2007. I PERSONALLY -- I KNOW THAT THEY'VE DONE SOME WORK ALREADY, BUT I WOULD ENCOURAGE SOONER RATHER THAN LATER, SOME OF YOU MAY KNOW THAT I HAVE A CONFLICT AND WON'T BE AT THE THURSDAY, JANUARY 25TH COUNCIL MEETING, BUT BY NO MEANS JUST BECAUSE OF MY ABSENCE, IF IN FACT IF THE WORK IS DONE OR VERY SUBSTANTIALLY DONE, I WOULD WELCOME MY COLLEAGUE HAVING THAT DISCUSSION IN MY ABSENCE. I'M SURE BY THEN I WILL BE ABLE TO HAVE SOME INPUT AS THIS WORK CONTINUES. SO WE WON'T NECESSARILY WAIT FOR THE 15TH TO COME BACK FOR ACTION. OBVIOUSLY TIME IS OF THE ESSENCE OF THE DISPLACEMENT ON THE 200 BLOCK. AND I THINK IF WE HAVE THE PARAMETERS IN PLACE, NOT ONLY THAT PROJECT, BUT A COUPLE OTHER PROJECTS THAT ARE PLANNED ON THE AVENUE, HAVE THE ABILITY TO START THINKING THROUGH HOW THEY CAN HAVE A POSITIVE IMPACT ON NOT ONLY EXISTING BUSINESSES ON CONGRESS AVENUE, BUT ALSO THE ABILITY FOR WORKING WITH THE CITY AND THE DAA'S PROGRAM TO ENHANCE THOSE OPPORTUNITIES. SO FURTHER COMMENTS ON ITEM 56? COUNCILMEMBER COLE.

Cole: I'D AGO LIKE TO SEE IN THE GUIDELINES SOME TYPE OF MATRIX ANALYSIS THAT WE USE IN OTHER CONTEXT FOR BUSINESSES APPLYING FOR THE FUND, THAT WE MAKE SURE THAT WE CONSIDER THEIR FINANCIAL VIABILITY AND ALSO THAT IT'S CONSISTENT. LIKE I WAS TALKING EARLIER ABOUT 11th AND 12TH STREET REDEVELOPMENT AREAS OR SEVENTH STREET REDEVELOPMENT AREA OR THE SIXTH STREET REDEVELOPMENT AREA. PERHAPS WE WOULD WANT TO MAKE A DECISION OR WHOEVER IS ADMINISTERING THE FUND LIKE DAA, THAT THIS IS A PARTICULAR RETAILER THAT IS SUITD FOR ONE PARTICULAR AREA OVER ANOTHER AND THEY SHOULD BE CONSIDERED FOR A PORTION OF THOSE FUNDS AND MAYBE SOME TYPE OF ROTATION BASIS LIKE THAT. SO WHILE CONGRESS MAY END UP WITH THE FUND BEING A PRIORITY, OTHER BUSINESSES THAT HAVE SIMILAR ISSUES AND ARE CLOSELY CONNECTED TO DOWNTOWN ARE ABLE FOR CONSIDERATION.

Mayor Wynn: COUNCILMEMBER KIM.

Kim: CITY MANAGER, CAN YOU MAKE SURE THAT WE GET INFORMATION ON WHAT THE FISCAL IMPACT WOULD BE? I DON'T KNOW HOW MUCH OF THE FUND YOU PLAN TO PUT INTO THE BASE BUDGET AND PAYING FOR THE BASE BUDGET, SO THAT'S SOMETHING I THINK WE

NEED TO KNOW IN ANTICIPATING OUR BUDGET PROCESS. THANKS.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? THEN IF NOT, I'LL ENTERTAIN A MOTION ON ITEM NUMBER 56. MOTION MADE BY MAYOR PRO TEM DUNKERLEY, SECONDED BY MARTINEZ TO APPROVE ITEM NUMBER 56 WITH THIS ADDITIONAL DIRECTION AS DISCUSSED. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THANK YOU ALL VERY MUCH. COUNCIL, THAT TAKES US TO OUR NOON CITIZEN COMMUNICATION. APPRECIATE EVERYBODY'S PATIENCE. I BELIEVE MOST OF OUR SPEAKERS ARE HERE. OUR FIRST SPEAKER IS AL FON SO PENA, WHO WILL BE FOLLOWED BY CAROL ANNE ROSE KENNEDY. I THOUGHT I SAW MR. PENA EARLIER. MS. KENNEDY, WELCOME. YOU WILL HAVE THREE MINUTES AND YOU WILL BE FOLLOWED BY PAUL ROBBINS, WHO WILL BE FOLLOWED BY COLIN CLARK.

WELCOME BACK, COUNCIL. THIS IS A LETTER FROM MYSELF, CAROL ANNE ROSE KENNEDY BIN HADEN TO OSAMA BIN LADEN, WHATEVER CAVE YOU'RE IN. THE UNIVERSE. SUBJECT, THE TWIN TOWERS HAVE RESURRECTED IN AUSTIN, TEXAS, ALSO KNOWN AS COWBOYS AND INDIANS, DOING BUSINESS AS ALIENS OF LAW AND ODOR. OSAMA, YOU HAVE BEEN A VERY BAD BOY. WHAT I REALLY, REALLY, REALLY WANT TO DO IS KICK YOUR BURASS, BUT WHAT I'M GOING TO DO IS LET YOU KISS MY BRASS. I HAVE A DREAM THAT SOME DAY YOU'LL MEET WITH ME IN MY OVAL OFFICE. LET ME TEACH YOU, COWBOYS AND INDIANS. I'LL BE THE COWBOY AND YOU BE THE INDIAN. ALL WE GET TO USE IS A CAP GUN. I'LL BRING THE AM MIGHT NITION. NO BOX CUTTERS. BUT WE HAVE TO DRESS UP. COME AS YOU ARE. I'VE GOT BOOTS, A COW GORILLA HAT AND BLUE JEANS. IF YOU WANT, WE CAN SWITCH OUTFITS AND FAKE OUT THE NEIGHBORS. I THINK WE'RE ABOUT THE SAME SEISMIC. OSAMA, LET'S DO LUNCH. I'LL DO THE FISSIONINGS IF YOU'LL COOK. HOW ABOUT TURKEY DINNER AND TEXAS CHILLY. I COULD PROBABLY SMUGGLE A TURKEY ON THE TRAIN, BUT A COW NO WAY. DO Y'ALL HAVE COWS YOUR NECK OF THE WOODS? FOR JUST DESERTS, I NEED CHOCOLATE. THANK YOU. LET'S BYOB. I DO DOS EQUIS. OR WE CAN SHARE YOUR BEER. IN TEXAS WE SPELL THAT BIER. OSAMA, DARLING, AFTER DINNER SOMETIMES I LIKE TO PLAY DOCTOR, SO WE CAN GET BACK TO COWBOYS AND INDIANS IF YOU WANT. DEPENDING ON WHO YOU THINK ABOUT THAT, I MIGHT BE INTERESTED IN ONE NIGHT STANDS, BUT I'LL HAVE TO GET BACK TO TEXAS BEFORE THE MAD COWS COME HOME. OSAMA, DARLING, IF YOU DOUBT MY INTENTIONS, LET ME REASSURE YOU. THE MOMMA IN ME MAKES ME WANT, NEED TO LISTEN TO YOUR SIDE OF THE STORY. I DON'T READ OR BELIEVE NEWSPAPERS ACCEPTING THE WORLD STREET JOURNAL. I WANT TO HEAR IT FROM THE HORSE'S MOUTH. IF YOU DID IT I CAN ACCEPT THAT. YOU ARE FORGIVABLE. ALL YOU HAVE TO DO IS ASK. BUT YOU'LL HAVE TO LIVE WITH THE CONSEQUENCES, SOME NICE GAYS I KNOW. OSAMA, I DO BELIEVE THAT YOU HAVE THE FAMILY JEWELS TO DO JUST THAT, BUT I'M STARTING TO THINK YOU'RE STUPID. SO WHAT DO YOU SAY, COWBOY. THE FAMILY JEWELS IS IN YOUR

COURT. YOUR PLACE OR MINE? YOU'VE GOT MY NUMBER. DON'T NOT CALL ME BECAUSE I CAN'T CALL YOU. LOVE YOU ALWAYS, CAROL ANNE ROSE KENNEDY BIN HMENT ADIN. THANK YOU.

Mayor Wynn: THANK YOU. THE NEXT SPEAKER IS PAUL ROB ROBBINS. YOU WILL HAVE THREE MINUTES AND THEN BE FOLLOWED BY COLIN CLARK, THEN PAT JOHNSON AND THEN JOHN KIM. WELCOME.

COUNCIL, IT'S A PLEASURE. I'M POLICY ROBBINS, I'M AN ENVIRONMENTAL ACTIVIST AND CONSUMER ADVOCATE. I AM HERE TO ASK YOU TO REFOCUS YOUR EFFORTS AGAIN ON TEXAS GAS SERVICE. YOU'LL REMEMBER --

WE APOLOGIZE FOR THE AV.

YOU'LL REMEMBER THAT BACK IN NOVEMBER, A FRANCHISE WAS RENEGOTIATED AND I'M SURE ALL OF US WOULD HAVE HOPED THAT THAT WOULD HAVE BEEN THE END OF IT. BUT I JUST GOT MY GAS BILL AND IT'S UP THERE AROUND 950 PER UNIT FOR GAS THAT PROBABLY COSTS ABOUT \$2.50 TO THREE DOLLARS A UNIT TO PRODUCE. YOU'LL REMEMBER THAT THERE WAS SOME DISCUSSION DURING THE FRANCHISE ABOUT HAVING JOINT FUNCTIONS BETWEEN AUSTIN ENERGY AND THE GAS COMPANY SO THAT THEY COULD COMBINE COSTS SUCH AS MAILING, GAS PURCHASES, PERHAPS METERING, PERHAPS SOME ADMINISTRATIVE FUNCTIONS, AND LOWER COSTS FOR BOTH UTILITIES. AND I AM IMPLOING YOU TO START THIS STUDY. AUSTIN NEEDS RATE RELIEF. IF I CAME AND PASSED THE HAT TO ASK FOR THE EXTRA MONEY TO PAY MY GAS BILL, I'M SURE A COUPLE OF YOU WOULD PROBABLY PITCH IN, BUT WHAT IF EVERY OTHER PERSON IN AUSTIN CAME TO DO THAT TOO? I'LL KEEP IT SHORT. COULD YOU PLEASE START THE PROCESS FOR A STUDY FOR COMBINING THE FUNCTIONS OF THESE TWO UTILITIES? THANK YOU.

Mayor Wynn: THANK YOU, MR. ROB... ROBBINS. OF COURSE THE FRANCHISE, AS I UNDERSTAND IT, CERTAINLY DOESN'T PRECLUDE ANY OF THAT. THE FACT THAT TECHNICALLY SOME OF THAT DIDN'T OCCUR AS PART OF THE FRANCHISE AGREEMENT, IT STILL CAN HAPPEN, AND I AGREE WITH YOU COMEETLY ABOUT THE FOWNTS SYNERGY AND COST SAVINGS TO THE UTILITY THAT ARE PASSED THROUGH TO US AS CONSUMERS.

GOOD AFTERNOON, MAYOR AND COUNCIL, I'M COLIN CLARK WITH SAVE OUR SPRINGS. WE HAVE ONE VERY SMALL INEXPENSIVE AND EASY REQUEST THAT WILL HAVE A HIGH PUBLIC IMPACT. IF YOU DROVE FROM CITY HALL DOWN SPRINGS ROAD AND WENT OVER BARTON CREEK AND WEBLS ON TO SOUTH MOPAC, ACROSS BARTON CREEK, CIRCLED BACK AND WENT ON 360 AND CROSSED BARTON CREEK, YOU WOULD NOT ENCOUNTER A SINGLE SIGN TELLING YOU YOU WERE DRIVING OVER BARTON CREEK. I'VE BFER INFORMED BY THE WATERSHED STAFF THAT THESE SIGNS COST ABOUT 40 BUCK, BUT THEY DON'T HAVE ANY IN THE BUDGET OR THEY DIDN'T IN THE LAST BUDGET CYCLE. SO I THINK IT'S A VERY EASY WAY TO INFORM TENS OF THOUSANDS OF CITIZENS THAT THEY'RE DRIVING OVER BARTON

CREEK AND INCREASE AWARENESS OF THAT. SWITCHING TOP PICKS, THERE'S A SLIDE UP AND I'LL GIVE YOU A HANDOUT OF IT, THIS CAME FROM A WATER CONSERVATION TASKFORCE. AND IT SHOWS YOU THE HISTORIC PEAK DAY USE IN THE SUMMER MONTHS AND THEN THAT RED LINE TRENDING OUT IS THE PROJECTED INCREASED DEMAND WITHOUT NEW CONSERVATION THAT THE TASKFORCE IS STUDYING. THE BLUE LINE UNDERNEATH THAT IS THE PROJECTED PEAK DAY IF WE HAVE THE ONE PERCENT PER DAY SAVINGS. AND YOU CAN SEE IT DOTTING OUT INTO THE FUTURE. I DREW IN ABOVE IT 285, WHICH IS AUSTIN'S CURRENT CAPACITY IF YOU DECOMMISSION GREEN BECAUSE YOU HAVE YOU WILL.....YOUWILL RICK AT 167. SO THAT'S THE SYSTEM CAPACITY. SO WHAT THIS INFORMATION TELLS US IS THAT IF WE ACHIEVE THE ONE PERCENT PER DAY REDUCTION THAT THE TASKFORCE IS STUDYING, WE DON'T COME TO \$260 MILLION PER DAY OF PEAK USE UNTIL 2019. THAT IS ABOUT 10 PERCENT OF THE SYSTEM CAPACITY, AND I KNOW IN OTHER INFORMATION YOU'VE BEEN GIVEN THE UTILITY AS LOOKING AT A 10% BUFFER FOR CAPACITY THAT THEY DON'T WANT TO INFRINGE ON. SO IF WE HAVE THE SAVINGS BASED ON THE CITY'S DATA WE WON'T REACH THAT 10% THRESHOLD OF THE SYSTEM CAPACITY UNTIL 2019. THAT'S 12 YEARS FROM TODAY. NOW, THE PUBLIC AND THE COUNCIL HAS BEEN TOLD BY THE UTILITY THAT WE NEED TO HAVE A NEW TREATMENT PLANT ONLINE BY 2013, WHICH IS SIX YEARS. AND THAT I THINK IS IN LARGE PART WHY THAT DECISION HAS BEEN RUSHED. SO WE REALLY HOPE YOU'LL LOOK AT THIS INFORMATION THAT COMES FROM THE CITY, AND WHEN YOU THINK ABOUT TREATMENT CAPACITY, REMEMBER WE HAVE 13 -- 12 YEARS UNTIL WE REACH A 10% BUFFER OF OUR SYSTEM CAPACITY. AND WE DO HOPE WE CAN ACHIEVE THE ONE PERCENT PER DAY SAVINGS, AND MAYBE EVEN BETTER. FOR COMPARISON, THE "NEW YORK TIMES" RECENTLY DID A STORY ABOUT LA. OVER THE LAST 20 YEARS THEIR TOTAL WATER USE REMAINED ABOUT THE SAME WHILE THEY ADDED #-750,000 NEW CUSTOMERS TO THEIR WATER SYSTEM. SO IF WE HAVE EVEN MORE AGGRESSIVE CONSERVATION WE MIGHT BE ABLE TO KEEP THAT PEAK FLAT. AND THAT OF COURSE SAVES THE CITY MONEY. [BUZZER SOUNDS] THANK YOU FOR YOUR CONSIDERATION.

Mayor Wynn: THANK YOU, MR. CLARK, FOR THE SUGGESTIONS. I WOULDN'T BE SURPRISED IF THERE'S NOT AN ITEM FROM COUNCIL SOON REGARDING THE BARTON CREEK SIGNS. GREAT IDEA. LET'S SEE, PAT JOHNSON. WHO I HAVEN'T SEEN YET TODAY. PAT JOHNSON APPEARS TO NOT BE IN THE ROOM, WANTED TO TALK ABOUT APD WRECKER ENFORCEMENT DONATION ERRORS. AND MR. JOHN KIM. JOHN KIM? ALSO SIGNED UP WISH TO GO ADDRESS US. SO COUNCIL, THAT THEN CONCLUDES OUR GENERAL CITIZEN COMMUNICATION FOR THIS NOON HOUR. THERE BEING NO MORE DISCUSSION ITEMS BEFORE OUR 3:00 P.M. POSTED AHFC BOARD MEETING AND THEN OUR 4:00 ZONING HEARINGS, WE WILL NOW GO INTO CLOSED SESSION. I WILL SAY THAT WE HAVE A NUMBER OF ITEMS ON OUR EXECUTIVE SESSION AGENDA AND SO I ANTICIPATE US NOT COMING BACK OUT IN ORDER TO TAKE UP THE HOUSING FINANCE CORPORATION BOARD MEETING UNTIL VERY CLOSE TO 4:00 AS THAT'S A SHORT AGENDA. SO I ANTICIPATE THAT BOARD MEETING OCCURRING PERHAPS AS LATE AS 3:45, WHICH WILL THEN LEAD US INTO THE 4:00

O'CLOCK SEEN SOWING..... ZONING HEARINGS. SO WE WILL NOW GO INTO EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE OPEN MEETINGS ACT, TO TAKE UP ITEM NUMBER 59 RELATED TO LEGAL ISSUES CONCERNING DEVELOPMENT AT NORTHCROSS MALL, ITEM 60 REGARDING LABOR NEGOTIATIONS, MEET AND CONFER CONTRACT WITH THE AUSTIN PUBLIC SAFETY OFFICERS ASSOCIATION, ITEM 61 RELATED TO REPRESENTATION AND INDEMNIFICATION OF CITY EMPLOYEES, OFFICIALS AND VOLUNTEERS. 62, RELATED TO LEGAL ISSUES CONCERNING OLIVE GROVE PARTNERS II LIMITED VERSUS THE CITY OF AUSTIN WHICH ALSO RELATES TO POSTED ITEM NUMBER 64 ON OUR AGENDA. AND ALSO PURSUANT TO SECTION 551.072 OF THE OPEN MEETINGS ACT, WE MAY TAKE UP ITEM NUMBER 63, REAL ESTATE MATTERS RELATED TO A PROPOSED SALE AND/OR LEASE OF THE SEAHOLM POWER PLANT PROPERTY HERE ADJACENT TO DOWNTOWN. WE ARE NOW IN CLOSED SESSION. AGAIN, I ANTICIPATE US COMING OUT APPROXIMATELY 3:45 FOR OUR AHFC BOARD MEETING. THANK YOU.

Mayor Wynn: WE ARE OUT OF CLOSED SESSION. IN EXECUTIVE SESSION WE TOOK UP ITEMS 59, 60, 61, 62. NO DECISIONS WERE MADE. NOW BACK IN SESSION FOR OUR AUSTIN HOUSING FINANCE CORPORATION MEETING, SO AT THIS TIME WE WILL RECESS THE AUSTIN CITY COUNCIL AND CALL BACK TO ORDER THIS AHFC BOARD MEETING. WELCOME MR. PAUL HILGERS.

THANK YOU, MR. PRESIDENT. I AM PAUL HILGERS AND I'M HERE TO BRING BEFORE YOU TODAY THREE ITEMS, AHFC ITEM NUMBER ONE IS TO APPROVE THE MINUTES OF THE DECEMBER SEVENTH BOARD MEMBER OF THE AUSTIN HOUSING FINANCE CORPORATION.

I'LL ENTERTAIN THAT MOTION, BOARD. MOTION MADE BY BOARD MEMBER COLE, SECONDED BY THE VICE-PRESIDENT TO APPROVE THE MINUTES AS POSTED. FAIF....ALL IN FAVOR? OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THANK YOU. AHFC ITEM NUMBER 2 IS TO APPROVE THE NEGOTIATION AND EXECUTION OF A LOAN TO FOUNDATIONS COMMUNITIES IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS AND PERFORMANCE GOALS UNDER THE RENTAL HOUSING DEVELOPMENTAL ASSISTANCE PROGRAM IN AN AMOUNT NOT TO EXCEED \$881,691 TO ASSIST IN THE RENOVATION AND CONVERSION OF THE PROPERTY LOCATED AT 1212 WEST BEN WHITE BOULEVARD INTO 100 UNIT SINGLE ROOM OCCUPANCY SUPPORTIVE RENTAL HOUSING FACILITY FOR HOMELESS AND LOW INCOME INDIVIDUALS. STAFF IS RECOMMENDING THAT THE BOARD OF DIRECTORS APPROVE THE NEGOTIATION AND EXECUTION OF THIS LOAN. THE PROPERTY AGAIN LOCATED AT 1212 WEST BEN WHITE BOULEVARD, IS FORMERLY THE OAK INN. IT WILL BE THE NEW SKYLINE TERRACE, 100 UNIT SINGLE ROOM OCCUPANCY SUPPORTIVE RENTAL HOUSING FACILITY. ONCE COMPLETED, THE FACILITY WILL SERVE INDIVIDUALS WITH YEARLY INCOMES NOT TO EXCEED 50% OF THE AUSTIN AREA'S MEDIAN FAMILY INCOME CURRENTLY \$24,900 PER YEAR FOR A ONE PERSON HOUSEHOLD, AND MONTHLY RENTS OF APPROXIMATELY \$320 A UNIT. IN AUGUST OF 2006, FOUNDATIONS COMMUNITIES RECEIVED AN HRDA PROGRAM LOAN OF 1,118,000 ON

\$309 THAT ASSISTED IN THE ACQUISITION OF THIS PROPERTY. SINCE ACQUIRING THE PROPERTY AN COMPLEEGHT THE PREDEVELOPMENT WORK, THE BUDGET FOR THE PROJECT HAS INCREASED FROM ITS ORIGINAL SCIMENT OF \$8,065,197 TO A TOTAL OF \$9,305,000. CONSTITUENT'S TOTAL CONTRIBUTION TO THIS PROJECT IS TWO MILLION DOLLARS OR 21% OF THE PROJECT'S COSTS. FOUNDATION COMMUNITIES HAS SECURED ADDITIONAL FUNDING FROM THE LOW INCOME HOUSING TAX CREDIT PROGRAM AND ADDITIONAL GRANTS AND PRIVATE FUNDING FROM NUMEROUS OTHER SOURCES. TO TAKE A MOMENT HERE TO REFLECT, THIS IS A GREAT SEGUE AND TODAY IS AN INTERESTING DAY AFTER THE CONVERSATION YOU HEARD THIS MORNING AND THE PRESENTATION YOU HEARD FROM THE HOMELESS TASKFORCE AND THE HOMELESS NETWORK, THE ORGANIZATIONS WORKING ON HOMELESSNESS TO KIND OF SUPPORT WHAT THIS MEANS IN THE LARGER SCHEME OF THINGS. THE PROPERTY THAT WE'RE RECOMMENDING APPROVAL TODAY IS THE THIRD SUCH PIP WE HAVE BETWEEN THE CITY AND FOUNDATIONS COMMUNITIES, AND IT REALLY IS BECOMING NOT ONLY A STATE MODEL, BUT A NATIONAL MODEL, AND WE'RE VERY FORTUNATE TO HAVE A PARTNER THAT IS OF THE BREADTH AND DEPTH OF EXPERIENCE THAT FOUNDATION COMMUNITIES BRIRKSZ BUT IT'S THE THIRD PROPERTY, THE FIRST ONE WE BUILT IS AN 85 UNIT FACILITY CALLED GARDEN TERRACE IN WEST WILLIAM CANNON AND WAS BUILT IN 2003. A RECENTLY OPENED 140 UNIT SPRING TERRACE APARTMENTS ON NORTH I-35 LAST NOVEMBER. AND THIS PROPERTY TODAY BRINGS US TO A TOTAL OF 325 UNITS CREATED. IT'S ADAPTIVE REUSE OF EXISTING NURSING HOMES AND HOTEL BUILDINGS. IT HAS GREEN BUILDING INITIATIVES. IT SEFBZ FAMILIES AN AVERAGE INCOME LEVEL OF \$7,500 A YEAR. SO THE CITY'S TOTAL FUNDING COMMITMENT IS \$5.7 MILLION OR 30% OF THE TOTAL CONTRIBUTION FOR THESE UNITS. AS YOU CAN SEE, THE TOTAL PROJECT COST FOR THESE UNITS IS ALMOST \$20 MILLION. SO AGAIN, HOUSING IS EXTREMELY EXPENSIVE, EVEN AFFORDABLE HOUSING, TO KEEP IT AT THE QUALITY AND LESM THAT IT NEEDS TO BE IS A VERY EXPENSIVE PROJECT. THE OTHER THING THAT IS IMPORTANT ABOUT THIS, THOUGH, IS TO RECOGNIZE THAT BECAUSE WE ARE PARTNERS WITH THIS ORGANIZATION AND THEY HAVE THE ABILITY TO USE THEIR TAX EXEMPTION OF A CTHOTO STATUS THAT WE HAVE, THEY HAVE THE SAVING, AND I'D LIKE TO POINT OUT THAT BETWEEN THE TAX SAVINGS OF THE FINANCE CORPORATION OWNING THE PROPERTY AT SPRING TERRACE AND THEIR CHODO TAX SAVINGS ON THE OTHER TWO PROPERTIES AND THE AMOUNT OF DEBT SERVICE THAT THEY'RE ABLE TO SAVE BY NOT HAVING TO GO OUT IN THE PLIEFT MARKET AND BORROW THIS \$5.7 MILLION THAT THERE'S UPWARDS OF CLOSE TO HALF A MILLION DOLLARS A YEAR THAT THIS ORGANIZATION CAN BE -- IS ABLE TO THEN PUT INTO SERVICES, SUPPORTIVE SERVICES THAT ARE ESSENTIAL FOR SUPPORTING THE FAMILIES OR THE INDIVIDUALS THAT LIVE IN THEIR HOMES. AND THEY'VE HAD AN AWFUL LOT OF SUCCESS IN SERVING PEOPLE SPECIFIC INDIVIDUALS, AND I'VE SET BEFORE AFFORDABLE HOUSING IS A VERY COMPLICATED ISSUE AND A DIFFICULT ONE TO GET YOUR HANDS AWAY, BUT IT'S BEST UNDERSTOOD ONE PERSON AT A TIME, AND FOUNDATION COMMUNITY SERVE PEOPLE ONE AT A TIME. FOR EXAMPLE, DARRELL HAS A SUCCESSFUL CAREER IN THE MACHINE TOOL INDUSTRY UNTIL HIS LIFE TOOK A TURN INTO DEPRESSION AND ALCOHOLISM AND HE BECAME THE VERY FIRST RESIDENT OF GARDEN

TERRACE. AND NOW THREE YEARS LATER HE'S TAKEN COLLEGE COURSES, HE'S DEALT WITH HIS HEALTH ISSUES AND HE'S BEGUN WORKING AGAIN. ALTHOUGH HE'S MOVED ON FROM GARDEN TERRACE, HE'S GRATEFUL TO THE STAFF AND THE SERVICES THAT HELPED HIM GET BACK ON HIS FEET. ANOTHER INDIVIDUAL, RICHARD WAS AN ELECTRICIAN WITH A STABLE LIFE. LIKE DARRELL HE FOUND HIS LIFE SPIRALLING OUT OF CONTROL DUE TO SEVERAL TRAGEDIES AND AN ACCIDENT THAT LEFT HIM UNABLE TO WORK. ADDICTION LED HIM TO GARDEN TERRACE WHERE HE WAS ABLE TO FACE HIS PROBLEMS AND WITH THE SUPPORTIVE SERVICES THAT ARE PROVIDED AT THAT FACILITY, CEP GET HIS LIFE BACK ON TRACK. THREE YEARS AGO HE MOVED INTO GARDEN TERRACE, FOR THE PAST YEAR AS WORKED AS AN ELECTRICIAN ON THE NEW DELL CHILDREN'S HOSPITAL. THESE ARE JUST A FEW STORIES OF THE PEOPLE, MANY PEOPLE THAT ARE BEING SEFBD AT THE PROPERTIES THAT THE INVESTMENT YOU'RE MAKING TODAY MAKE POSSIBLE. AND WHILE I DON'T DO IT VERY OFTEN, I THOUGHT THAT SINCE THIS IS A FAIRLY SIGNIFICANT AMOUNT OF INVESTMENT, IT WAS A GOOD OPPORTUNITY FOR US TO TAKE THE TIME TO REFLECT ON THE FACT THAT THIS INVESTMENT IS THE THIRD. WALTER MOROEU, WHO WAS THE DIRECTOR OF THAT ORGANIZATION, IS HERE, WAND THAT WE WOULD MOVE APPROVAL OF THIS ITEM.

QUESTIONS. BOARD MEMBER LEFFINGWELL?

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Leffingwell: I WANT TO TAKE THIS OPPORTUNITY, I WAS AT THE GARDEN TERRACE OPENING LAST NOVEMBER, AND THERE'S OFTEN A PERCEPTION THAT ENERGY CONSERVATION IS EXPENSIVE AND INCOMPATIBLE MAYBE WITH AFFORDABLE HOUSING, BUT GARDEN TERRACE HAS EXTENSIVE CFBVATION FACILITIES -- CONSERVATION FACILITIES. I DON'T WANT TO PUT YOU ON SPOT. CAN YOU TALK ABOUT THOSE BRIEFLY?

I'LL LET WALTER TALK ABOUT THE SPECIFICS OF THAT.

WE HAVE RAINWATER HARVESTING, SOLAR PANELS?

I THINK THE ISSUE AND ONE THAT'S SO IMPORTANT ABOUT THIS IS NOT ONLY IS IT IMPORTANT FOR US TO INCORPORATE THOUGH AND PLAN FOR THOSE EARLY, AND WORK WITH OUR OTHER PARTNERS IN THE CITY THROUGH AUSTIN ENERGY AND OUR WATER CONSERVATION FOLKS, BUT AGAIN THAT HELPS IEWS THE COST NOT ONLY TO THE OPERATOR, BUT ALLOWS US TO KEEP THE RENT COSTS, SO WE DO THAT WITH HOME OWNERSHIP ACTIVITIES. WALTER, LET ME LET YOU TALK ABOUT IT.

THANK YOU FOR THE OPPORTUNITY TO ADDRESS THE QUESTION AND THANK YOU FOR YOUR SUPPORT OF THE TERRACE PROPERTIES. THEY WOULDN'T HAPPEN WITHOUT THE CITY'S COMMITMENT. WE HAVE RAINWATER HARVESTING, NATIVE PLANTINGS, THE WATER ACTUALLY YOAF FLOWS OUT OF THE CISTERN AND FLOWS THROUGH A DRY CREEK BED

AND WE REALLY WANTED TO CREATE AN OUTDOOR SPACE AT SPRING TERRACE, AN OUTDOOR ROOM THAT RESIDENTS COULD ENJOY. SINCE WE'RE CLOSE TO THE FREEWAY CREATE A BUFFER. CENTRAL TEXAS GARDENER, I THINK THE WEEK OF FEBRUARY 10th THEY CAME AND DID A WHOLE SPECIAL ON WHAT THE LANDSCAPE ARCHITECT DID THERE AND YOU WILL HAVE A CHANCE TO WATCH THAT THAT WEEK. WE'RE REALLY TRUE BELIEVERS IN GREEN BUILDING IN PART BECAUSE WE PAY THE BILLS ON THESE PROPERTIES AND WILL FOR THE NEXT 20, 30, 40, 50 YEARS, SO ANYTHING WE CAN DO UP FRONT. WE ARE ALSO WITH THE CITY AND AUSTIN ENERGY'S HELP THE LARGEST PRODUCER OF SOLAR POWER IN CENTRAL TEXAS. WITH FOUR MAJOR ENINSTALLATIONS ON TWO LEARNING CENTERS ON TWO OF THE PROPERTIES. SKY LINE TERRACE WILL HAVE A LARGE ARRAY. IT'S JUST SMART BUSINESS SENSE FOR US TO INVEST IN THESE THINGS. THANKS.

THANK YOU.

Leffingwell: IT IS PRETTY IMPRESSIVE AND YOU MADE THE POINT THAT AFFORDABILITY AND CONSERVATION ARE COMPATIBLE.

Mayor Wynn: FURTHER QUESTIONS, COMMENTS? BOARD MEMBER MARTINEZ.

Martinez: THANKS, MR. PRESIDENT, I WANTED TO SAY THANK YOU TO STAFF AND MR. MOREUA FOR THEIR WORK. FOR THE INVESTMENT, THE RETURN IS JUST INMEASURABLE. IT'S LITERALLY A 10-MILLION-DOLLAR PROJECT THAT IS GOING TO CULMINATE AND GOING TO BE TRANSITIONAL HOUSING IN... THAT IT REQUIRES SOME DEPENDENCY, REQUIRES SOME COMMITMENTS. I KNOW THIS IS ONE COMPONENT OF OUR HOMELESS ISSUE. THESE ARE ALL SINGLE RESIDENCY OCCUPANCIES, AND THAT'S NOT NECESSARILY ALL THAT WE NEED TO FIX HOMELESSNESS. WE NEED SOME FAMILY DWELLINGS IN ADDITION TO THAT, BUT THIS CERTAINLY DOES ADDRESS THIS AREA OF CONCERN, AND I THINK TODAY IS A PRIME EXAMPLE OF THE COMMITMENT THAT THE CITY IS MAKING TO DEALING WITH THIS ISSUE. THIS IS THE SECOND ITEM TODAY THAT I THINK WE SEE THAT'S GOING TO HAVE A HUGE IMPACT ON OUR HOMELESS COMMUNITY, AND I REALLY APPRECIATE ALL THE WORK THAT YOU GUYS ARE DOING. I LOOK FORWARD TO FUTURE PROJECTS AND DOING WHATEVER I CAN TO HELP.

THANK YOU VERY MUCH. APPRECIATE THAT.

MOVE APPROVAL, MAYOR.

Mayor Wynn: MOTION BY BOARD MEMBER MARTINEZ, SECONDED BY BOARD MEMBER LEFFINGWELL TO APPROVE AHFC ITEM AS TWO AS PRESENTED. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

AND AHFC ITEM NUMBER 3 IS TO AUTHORIZE THE NEGOTIATION AND EXECUTION OF A LOAN TO ANOTHER NATIONALLY RECOGNIZED PARTNER OF OURS, WHICH IS AMERICAN YOWTS WORKS OF AUSTIN, TEXAS UNDER THE ACQUISITION AND DEVELOPMENT PROGRAM IN AN AMOUNT NOT TO EXCEED \$130,000 TO ACQUIRE FIVE VACANT LOTS IN THE CORPORATIONS FRONTIER AT MONTANA SUBDIVISION IN MONTOPOLIS TO DEVELOP FIVE SINGLE-FAMILY HOMES FOR LOW TO MODERATE INCOME BUYERS. THE LOTS WILL BE DEVELOPED FOR AFFORDABLELY PRICED SINGLE-FAMILY HOMES AND THE BUYERS' TOTAL INCOME WILL NOT EXCEED 80 PERCENT OF AUSTIN'S MEDIAN FAMILY INCOME AND THE HOMES WILL BE CONSTRUCTED THROUGH AMERICAN YOUTH WORKS NATIONALLY REKNOWNED CASA VERDE PROGRAM, A PROGRAM THAT TRAINS YOUNG MEN AND WOMEN IN CAREERS IN THE CONSTRUCTION BUILDING TRADES. THEY HAVE CONSTRUCTED MORE THAN 90 HOMES IN EAST AUSTIN SINCE 1985 USING ITS AWARD WINNING ENERGY EFFICIENT DESIGNS. THE HOMES COULD BE CONSTRUCTED IN FRONT TEAR AT MONTANA SUBDIVISION WILL RECEIVE A THREE TO FIVE STAR RATING FROM THE CITY OF AUSTIN'S GREEN BUILDING PROGRAM. AGAIN, STATING THAT ENERGY CONSERVATION AND AFFORDABILITY ARE COMPATIBLE. AMERICAN YOWTS WORKS ALSO HAS A CHARTER SCHOOL WHICH THE MEN AND WOMEN CAN ATTEND IN ADDITION TO RECEIVING HANDS ON CONSTRUCTION TRAINING. AND WE ARE VERY PROUD TO CONTINUE OUR PARTNERSHIP WITH AMERICAN YOUTH WORKS. THEY'VE BEEN AN OUTSTANDING ORGANIZATION AND AGAIN THIS IS A REALLY CREATIVE PARTNERSHIP. I KNOW YOU ARE ALL FAMILIAR WITH THIS PROGRAM, THE LEADERSHIP OF RICHARD HALL PIN AND ALSO THE LEADERSHIP OF DICK PIERCE, WHO IS ALSO HERE IF YOU HAVE ANY QUESTIONS ABOUT THIS PROGRAM. THEY DON'T JUST DEVELOP HOUSES HERE THAT ARE ENERGY EFFICIENT, THEY DEVELOP THE YOUTH OF AUSTIN AND THEY TRAIN THEM ON ENERGY EFFICIENCY, BUILDING TECHNIQUES AND CONSTRUCTION TECHNIQUES, SO WE'RE VERY FORTUNATE. AGAIN, THIS IS ANOTHER ONE OF THE REASONS WHY THEY'RE FORTUNATE TO LIVE IN AUSTIN, TEXAS, TO HAVE PEOPLE LIKE THIS THAT ARE COMMITTED TO THIS TIME OF A PROGRAM THAT IS SO SUCCESSFUL, SO WE'RE PROUD TO DO THIS FOR YOU AND RECOMMEND THIS FOR YOUR APPROVAL.

THANK YOU, MR. HILGERS. QUESTIONS OF STAFF, BOARD? IF NOT, I'LL ENTERTAIN A MOTION. MOTION MADE BY VICE-PRESIDENT TO APPROVE ITEM NO. 3, SECONDED BY BOARD MEMBER LEFFINGWELL. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO.

THAT'S ALL THE BUSINESS BEFORE THE BOARD FINANCE CORPORATION TODAY, MR.

CHAIRMAN.

Mayor Wynn: THANK YOU, MR. HILGERS. SO WITH THAT WE'LL ADJOURN THIS MEETING OF THE AUSTIN HOUSING FINANCE CORPORATION, CALL BACK TO ORDER THE MEETING OF THE AUSTIN CITY COUNCIL, JUST PRIOR TO THE ZONING CASES WE'LL TAKE UP ITEM NUMBER 64. COUNCIL, IF YOU REMEMBER IN EXECUTIVE SESSION WE TOOK UP ITEM NUMBER 62, WHICH WAS THE LEGAL ADVICE RELATED TO THIS ITEM, A POTENTIAL LAWSUIT, AND WELCOME A BRIEF STAFF UPDATE FROM MS. MORGAN.

WE'RE HERE TO ASK YOU ALL TO SETTLE A CASE TODAY. IT'S A LAWSUIT INVOLVING THE OLIVE GROVE POORNZ VERSUS THE CITY. IT'S A COMMERCIAL LEASE LAWSUIT INVOLVING A BREACH OF CONTRACT AND PROPERTY DAMAGE. THIS CONCERNS A LEASE THAT WAS A FIVE-YEAR LEASE, \$350,000 A YEAR LEASE. AT THE END OF THE LEASE THERE WAS A DISPUTE ABOUT THE EXPENSES INVOLVED. PARTIES HAVE AGREED TO RESOLVE THAT FOR A TOTAL OF \$75,000. BECAUSE THERE'S \$24,000 LEFT ON THE COMMERCIAL LEASE CONTRACT, WE NEED \$51,000 FROM THE COUNCIL TO APPROVE THE SETTLEMENT. I'M HAPPY TO ANSWER ANY QUESTIONS THAT YOU HAVE.

Mayor Wynn: THANK YOU, MS. MORGAN. QUESTIONS OF STAFF, COUNCIL? IF NOT, I'LL ENTERTAIN A MOTION ON ITEM NUMBER 64. MOTION MADE BY COUNCILMEMBER COLE, SECONDED BY THE MAYOR PRO TEM TO APPROVE ITEM 64 AS PRESENTED BY STAFF. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THANK YOU, MS. MORGAN. OKAY, SO COUNCIL, THAT TAKES US TO OUR 4:00 O'CLOCK ZONING HEARINGS AND APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS. WELCOME MR. GREG GUERNSEY.

THANK YOU, MAYOR AND COUNCIL. MY NAME IS GREG GUERNSEY WITH THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. LET ME GUIDE YOU THROUGH OUR 4:00 O'CLOCK ZONING RELATES ITEMS. THE FIRST ITEMS ARE ITEMS WHERE THE HEARINGS HAVE BEEN CLOSED. ITEM NUMBER 65 IS CASE C-14-05-0112, RIVERSIDE NEIGHBORHOOD PLAN, TRACT 9 FOR THE PROPERTY LOCATED AT 1708, 1712, 1720 SOUTH LAKE SHORE DRIVE. THE STAFF WOULD LIKE TO REQUEST A POSTPONEMENT OF THIS ITEM TO THE 15TH. WE ALSO HAVE A LETTER FROM AMLI STILL WORKING ON SOME OF THE SIGNATURES RELATING TO THE COVENANTS AND WORKING TO EXPLAIN SOME OF THE CONDITIONS OF THOSE COVENANTS. UNTIL THOSE ARE RESOLVED WE ASK THAT IT BE POSTPONED. ITEM NUMBER 66 IS CASE NPA-05-0021, THE EAST RIF SIDE/OLTORF NEIGHBORHOOD PLAN COMBINING AREA. AND THIS IS FOR THIRD READING. THIS IS FOR CHANGING THE FUTURE LAND USE MAP FOR 2017 EAST RIVERSIDE DRIVE, TRACT 41. 2003, 2005, 2007, 2009, 2011, 2013, 2015 AND 2017 EAST RIVERSIDE DRIVE, AND 1407 AND A HALF ROYAL CREST DRIVE,

KNOWN AS TRACT 43, AND 2003 EAST RIVERSIDE KNOWN AS TRACT 44. AND THIS IS AGAIN TO ESTABLISH A MIXED USE DESIGNATION OF FUTURE LAND USE FOR THESE TRACTS. THIS IS A AREA BOUNDED BY I-35 TO THE WEST, TOWN LAKE, COLORADO RIVER TO THE NORTH, GROVE BOULEVARD AND MONTOPOLIS DRIVE TO THE EAST AND STATE HIGHWAY 71 TO THE SOUTH. THIS IS READY FOR THIRD READING. A RELATED ITEM IS ITEM NUMBER 67. THIS IS CASE C-14-05-0112, RIVERSIDE NEIGHBORHOOD PLANNING COMBINING DISTRICT, TRACTS 41, 43, 44, APPROVE THIRD READING AGAIN FOR THE SAME THREE PROPERTIES OR SAME THREE TRACTS THAT I MENTIONED IN ITEM NUMBER 66. AND THE PROPOSED ZONING CHANGE WILL CREATE THE PROPOSED RIVERSIDE NEIGHBORHOOD PLANNING DISTRICT AND IMPLEMENT LAND USE RECOMMENDATIONS FOR THE EAST RIVERSIDE OLTORF COMBINED NEIGHBORHOOD PLAN UNDER THE RIVERSIDE NPCD SMALL LOT AMNESTY GARAGE PLACEMENT PARKING PLACEMENTS PRERESTRICTIONS AND PROHIBITED PARKING IN THE FRONT YARD WOULD APPLY. THIS IS ALSO READY FOR THIRD READING. THERE WERE SOME COVENANTS THAT CAME BACK DEALING WITH COMMERCIAL DESIGN STANDARDS. THOSE HAVE BEEN INCORPORATED AND EXECUTED. ITEM NUMBER 68 IS C-14-06-0029, 620 NORTH PROPERTY. THIS IS READY FOR SECOND AND THIRD READING APPROVAL FOR THE REZONING OF PROPERTY AT 15400 TO 15402 NORTH FM 620. THIS IS A REZONING REQUEST TO COMMUNITY COMMERCIAL CONDITIONAL OVERLAY COMBINING DISTRICT ZONING. AGAIN, THIS IS READY FOR SECOND AND THIRD READINGS APPROVAL. ITEM NUMBER 69, CASE C-14-06-0098, THE HARRIS RIDGE PROPERTY AT STHIRN 809 HARRIS RIDGE BOULEVARD. STAFF IS REQUESTING A POSTPONEMENT TO FEBRUARY 15TH. WE ARE STILL WAITING FOR SIGNATURES ON A PUBLIC RESTRICTIVE COVENANT. AND THAT CONCLUDES THE ITEMS THAT I CAN OFF FOR CONSENT.

THANK.....

Mayor Wynn: THANK YOU, MR. GUR SI. THE PROPOSED CONSENT AGENDA FOR WHERE HAVE CLOSED THE PUBLIC HEARING WILL BE TO POSTPONE ITEM NUMBER 65 TO FEBRUARY 15... 15 ITS, 2007. TO APPROVE ON THIRD READING ITEM 66 AND 67. AND TO APPROVE ON SECOND AND THIRD READING ITEM NUMBER 68. AND FINALLY TO POSTPONE ITEM NUMBER 69 TO FEBRUARY 15TH, 2007. COUNCILMEMBER KIM.

Kim: MAYOR, PLEASE SHOW ME VOTING NO ON ITEM 66 AND 67, RIVER TOWN MALL.

Mayor Wynn: THANK YOU. SO I'LL ENTERTAIN A MOTION ON THE PROPOSED CONSENT AGENDA. MOTION MADE BY THE MAYOR PRO TEM, SECONDED BY COUNCILMEMBER MCCRACKEN TO APPROVE THE CONSENT AGENDA AS READ, NOTING THAT COUNCILMEMBER KIM WILL BE SHOWING VOTING NO ON 66 AND 67. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.?

AYE.

Mayor Wynn: OPPOSED? AS NOTED, COUNCILMEMBER KIM, 66 AND 67, OTHERWISE CONSENT

APPROVES UNANIMOUSLY. THANK YOU.

THANK YOU, MAYOR AND COUNCIL, LET ME MOVE ON TO THE 4:00 O'CLOCK ITEMS FOR THE PUBLIC HEARINGS THAT ARE OPEN AND THERE'S POSSIBLE ACTION. THE FIRST ITEM IS ITEM NUMBER 70, THIS IS CASE C-14-06-0192, THE EVERLY STATES AT 2612 WESTLAKE DRIVE. THE APPLICANT HAS WITHDRAWN THIS CASE AND THERE'S NO ACTION REQUIRED. SO ITEM NUMBER 70 HAS BEEN WITHDRAWN BY THE APPLICANT. ITEM NUMBER 71 IS CASE C-14-06-0193, THE SOUTH RIDGE PLAZA SHOPPING CENTER AT 502 WEST WILLIAM CANNON DRIVE. MAYOR, WE MAY HAVE AT LEAST ONE CITIZEN THIS I'M AWARE OF THAT HAS SIGNED UP TO SPEAK TO THIS ITEM. IS THAT CORRECT?

Mayor Wynn: LET ME CALL UP MY MACHINE HERE. WE HAVE TWO SIGNED UP ON 71.

THAT WILL BE A DISCUSSION ITEM THEN. ITEM NUMBER 72 IS CASE NPA-06-0010-.01, THIS IS IN THE HOLLY NEIGHBORHOOD PLANNING AREA, AN ELEMENT OF THE AUSTIN TOMORROW COMPREHENSIVE LISTEN BY AMENDING THE FUTURE LAND USE MAP FROM SINGLE-FAMILY TO OFFICE USE FOR THE PROPERTY AT 2201 AND 2205 EAST SECOND AND A HALF STREET. THE PLANNING COMMISSION RECOMMENDATION WAS TO GRANT THE RECOMMENDATION. THIS IS READY FOR FIRST READING ONLY. A RELATED ITEM IS ITEM NUMBER 73, THIS IS CASE C-14-06-0196 FOR THE SAME PROPERTY. THIS IS A REZONING REQUEST FROM FAMILY RESIDENCE OR SF 3 DISTRICT ZONING COMBINING ZONING. THE PLANNING COMMISSION RECOMMENDED THIS FOR APPROVAL OF GOCO ZONING AND THIS IS READY FOR FIRST READING ONLY. ITEM 75 IS CASE C-14-06-0201 C-14-06-0201. ITS ZONING AND PLATTING COMMISSION RECOMMENDATION WAS TO GRANT THE COMMERCIAL SERVICES CONDITIONAL OVERLAY OR CSCO COMBINING DISTRICT ZONING AND THIS IS READY FOR FIRST READING ONLY. ITEM NUMBER 75 IS HAYS C-14-06-0216, THE HIGHWAY 290 VENTURE REZONING. THIS IS FOR THE PROPERTY LOCATED AT 5611 U.S. HIGHWAY 290 WEST. THIS IS A REZONING REQUEST FROM SINGLE-FAMILY RESIDENCE STANDARD LOT OR SF-2 DISTRICT ZONE TO GO COMMUNITY COMMERCIAL DISTRICT ZONING. THE PLANNING COMMISSION WAS TO GRANT THE COMMUNITY COMMERCIAL MIXED USE OR GR-MU COMBINING DISTRICT ZONING AND THIS IS READY FOR ALL THREE READINGS. TECH NR.....ITEM NUMBER 76 IS CASE C 2 A-84-002 FOR THE PROPERTY LOCATED AT 83 RANCH ROAD 620 NORSE. THIS IS A REZONING REQUEST FROM REEFN AND DEVELOPMENT OR PLANNED DEVELOPMENT AREA, COMBINING DISTRICT ZONING TO RESEARCH AND DEVELOPMENT PLANNED DEVELOPMENT AREA COMBINING DISTRICT ZONING. THE ZONING AND PLATTING COMMISSION DID RECOMMEND THE REQUEST. THE AGENT ON BEHALF OF THE OWNER WOULD LIKE TO MAKE A FEW COMMENTS REGARDING THIS. WHEN THE PLANNING COMMISSION MADE THE RECOMMENDATION, THEY LIMITED TRACT ONE TO RETIREMENT HOUSING USES, AND THE AGENT WOULD LIKE TO COME FORWARD AND SPEAK TO ADDING CERTAIN OTHER USES, WHICH WOULD INCLUDE MULTI-FAMILY, SINGLE-FAMILY AND CON GRE GANTT LIVING WHICH IS MORE OF LIKE ASSISTED OR PERSONAL CARE FACILITY WOULD BE ALLOW UNDER THAT CATEGORY. MR. BEN TURNER I THINK IS HERE. MAYOR, IF YOU WOULD LIKE TO HEAR HIM

NOW OR HEAR HIM LATER, I CAN CONTINUE WITH THE REST OF THE CONSENT ITEMS.

Mayor Wynn: WE'LL TAKE THAT UP AFTER THE CONSENT ITEMS.

ITEM NUMBER 77 IS CASE C-14-06-0186. NS THE NORTH UNIVERSITY NCCD AMENDMENT FOR THE PROPERTY BOUND THE BY 38 ITS STREET TO THE NORTH, 27TH STREET TO THE SOUTH, DUVAL STREET TO THE EAST, GUADALUPE STREET TO THE WEST. THIS IS A REZONING REQUEST FROM NEIGHBORHOOD CONSERVATION COMBINING DISTRICT NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING TO NEIGHBORHOOD CONSERVATION COMBINING DISTRICT NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING TO CHANGE OF CONDITION OF THE ZONING. THE PLANNING COMMISSION RECOMMENDATION WAS TO GRANT THE ZONING CHANGE REQUEST. THERE IS ONE PROPERTY THAT THE COMMISSION DID PULL OUT, I'LL JUST NOTE THAT. IT IS READY FOR ALL THREE READINGS. I KNOW THAT THERE IS A NEIGHBORHOOD REPRESENTATIVE THAT WOULD LIKE TO SPEAK TO THIS CONSENT ITEM, THOUGH. I'LL CONTINUE AND WE'LL COME BACK TO THOSE PARTICULAR SPEAKERS. ITEM NUMBER 78 AND 79 ARE RELATED, CASES C FOREIGN 04-0030, TIME INSURANCE PROPERTY ON EAST RIVERSIDE DRIVE. ITEM 79 IS CASE C-14-067-0117, THE TIME INSURANCE 2 PROPERTY AT 1317 EAST RIVERSIDE DRIVE AND 1220 I-35 SOUTH. THESE ARE DISCUSSION ITEMS. ITEM 80 IS NPA-06-00..009...009.0 WEFBL, UNIVERSITY SURPRISES, THE RELATED CASE OF ITEM 81, CASE C-14-06-0159, BOTH BEING LOCATED AT 1901 AND 1913 EAST 11th STREET. THIS IS A DISCUSSION POSTPONEMENT ITEM. THE NEIGHBORHOOD WOULD LIKE TO REQUEST A POSTPONEMENT OF THIS ITEM TO THE 15TH AND THE APPLICANT WOULD LIKE TO DISCUSS THAT POSTPONEMENT REQUEST. ITEM NUMBER 82, CASE C 814-06-068 ST. DAVID'S PLANNED UNIT DEVELOPMENT LOCATED AT 919 TO 1025 EAST 32nd STREET TO 9 IT 18-1004 EAST 32nd STREET AND NINE HUNDRED EAST 30 ITS STREET. THIS IS ALSO A DISCUSSION ITEM. THAT CONCLUDES THE DISCUSSION ITEMS THAT I CAN OFFER AT THIS TIME.

Mayor Wynn: THANK YOU, MR. GUERNSEY. SO COUNCIL, WE HAVE A COUPLE OF POTENTIAL SPEAKERS AND/OR DECISIONS TO BE MADE ON THE CONSENT AGENDA. I'LL START WITH ITEM 72 AND 73 THAT IS PROPOSED FOR FIRST READING OJ. WE.....ONLY. WE HAD ONE SPEAKER ONLY. YOU ARE SPEAKING IN FAVOR, BUT WELCOME TO ADDRESS US, MR. FERNANDEZ.

GOOD AFTERNOON, COUNCIL, MY NAME IS GAVINO FERNANDEZ WITH EL CONCILIO AND MEMBER OF THE NEIGHBORHOOD HOLLY PLANT. AND BASICALLY WE'VE GONE THROUGH THE PROCESS AND HAVE APPROVED AND GIVEN CONSENT TO THE JOANING CHANGE, AND MY QUESTION IS WHY IS IT THAT WE'RE ONLY DOING FIRST READING TODAY. THE CHURCH IS IN A BIND AND HAVING TO GET THE BUILDING OFF A LOT THAT'S BEING HELD THERE AT THE MOMENT. WE WERE SCHEDULED TO GO ON DECEMBER THE 14TH, BUT IT WAS NOT, SO I ASKED IF THERE'S ANY WAY THAT WE CAN BE ALL THREE READINGS.

Mayor Wynn: MY INSTINCT IS THAT THE ORDINANCE ISN'T READY, BUT WE'LL HEAR FROM MR.

GUERNSEY.

THAT'S CORRECT, THE ORDINANCE IS NOT READY, BUT WE CAN TRY TO HAVE THAT BACK BY POSSIBLY OUR NEXT MEETING.

AND THAT'S NEXT WEEK.

IT'S THE 25TH.

Mayor Wynn: TWO WEEKS, THE 25STH.

THANK YOU.

Mayor Wynn: SO COUNCIL, THE CONSENT AGENDA WILL INCLUDE FIRST READING ONLY ON ITEM 72 AND 73 WITH DIRECTIONS TO STAFF TO BRING THE ORDINANCE BACK FOR FINAL APPROVAL ON JANUARY 25TH. ITEM NUMBER 76, I BELIEVE MR. TURNER HAD SOME COMMENTS ABOUT THE PLANNING COMMISSION ACTION.

MAYOR AND COUNCIL, I'M BEN TURNER, HERE ON BEHALF OF USL AUSTIN RESERVE, THE UNDERLINING OWNER OF WHAT YOU PROBABLY KNOW AS THE SCHLUMBERGER CAMPUS. THE ORIGINAL APPLICATION WE FILED TOFS AMEND THE PDA TO EXPAND THE DWRIEWSSES INCLUDE COLLEGE AND UNIVERSITY, MULTI-FAMILY TWO, SINGLE-FAMILY TWO, SENIOR HOUSING AND CON GRE GANTT CARE. THE STAFF HAS RECOMMENDED THAT. WHAT WE'D LIKE TO DO IS LIMIT THOSE IEWSES, USES, MULTI-FAMILY TWO, SINGLE-FAMILY TWO TO LOT 1 ONLY, TO AMEND THE PDA THAT INCLUDES THAT TO ALLOW THE DEVELOPMENT OF THAT LOT. IT'S 53 ACRES, REPRESENTS 53 ACRES OF THE 438-ACRE CAMPUS. I MIGHT SAY THAT 260 ACRES OF THE CAMPUS HAS BEEN DEDICATED TO A 10-A HABITAT PRESERVE. WE NEED TO DO THIS. OUR PLAN IS TO DEVELOP THIS IN A SENIOR CITIZEN CONGREGATE CARE, BUT SHOULD IT FALL OFF WE WOULD LIKE TO PUT IT IN MULTI-FAMILY. THE STAFF HAS SUPPORTED IT AND THE ENVIRONMENTAL BOARD SUPPORTED IT, SO THAT'S WHAT WE WOULD ASK TODAY.

Mayor Wynn: THANK YOU. AND MR. GUERNSEY OR MS. TERRY, THE ORDINANCE ISN'T READY ANYWAY, SO IT WOULD ONLY BE READY FOR FIRST READING AS IT IS, CORRECT?

THAT'S CORRECT.

Mayor Wynn: COUNCIL, COMMENTS, QUESTIONS? GERNGS WE'LL ONLY BE ABLE TO APPROVE ON FIRST READING ANYWAY, BUT I'LL ENTERTAIN A THOUGHT FOR THE CONSENT AGENDA. WELL, HEARING NONE, MY RECOMMENDATION WOULD BE SUPPORTIVE OF STAFF AND ENVIRONMENTAL BOARD RECOMMENDATION ON FIRST READING ONLY. COUNCILMEMBER LEFFINGWELL.

Leffingwell: MY UNDERSTANDING WAS THAT THE ITEM POSTED FOR CONSENT WAS THE ZAP RECOMMENDATION, SO MR. GUERNSEY, CAN YOU --

THAT IS CORRECT. AND WHAT THE APPLICANT IS ASKING IS IF THE ITEM CAN REMAIN ON CONSENT, BUT TO INCLUDE THE MULTI-FAMILY, SINGLE-FAMILY, CON GREEP GREGANT LIVING ON LOT 1, WHICH IS THE MOST NORTHERN TRACT WITHIN THE PDA.

Mayor Wynn: SO MR. GUERNSEY, REMIND ME, THAT WAS STAFF'S ORIGINAL RECOMMENDATION.

THAT'S WHAT THE REQUEST WAS. STAFF RECOMMENDED IT. THEN IT WENT TO THE ENVIRONMENTAL BOARD AND BEFORE IT GOT TO THE ZONING AND PLATTING COMMISSION, THERE WAS A QUESTION ABOUT LIMITING THE PROPERTY TO RETIREMENT HOUSING. I UNDERSTAND MR. TURNER AGREED, BUT I THINK THERE WAS A LITTLE BIT OF MISCOMMUNICATION. HE UNDERSTOOD THAT HE WAS I THINK LIMITING -- WELL, I MIGHT LET HIM ACTUALLY EXPLAIN THAT.

I THOUGHT THAT -- WE THOUGHT THAT WE WERE LIMITING IT TO -- THOSE USES TO LOT 1, TAKING LOTS TWO, THREE AND FOUR OUT OF THE MULTI-FAMILY SENIOR HOUSING AND JUST LIMITING THOSE USES TO LOT 1. AND I WAS INCORRECT.

Mayor Wynn: MAYOR PRO TEM.

Dunkerley: I HAD ASSUMED AFTER READING THE BACKUP THAT WE WERE JUST GOING TO BE ADDING THE UNIVERSITY AND COLLEGE TO THE OTHER THREE LOTS, AND JUST THE RETIREMENT USE FOR LOT -- FOR LOT 1. AND TELL ME AGAIN, THAT'S WHAT YOU PLAN TO DO, BUT WHY WOULD YOU NEED THE OTHER --

YOU KNOW, IT'S NOT SOLD YET, COUNCILMEMBER DUNKERLEY, SO WE'RE NOT SURE. AND THE USER, THE POTENTIAL USER HAS A CONGREGANT LIVING COMPONENT, SO IT'S REALLY IMPORTANT THAT WE GET THAT.

Dunkerley: I'M WONDERING IF WE CAN PASS THE ZAP RECOMMENDATION ON FIRST READING AND MAYBE YOU CAN GET BACK TO US WITH SOME ADDITIONAL INFORMATION.

I THINK THAT WOULD BE PERFECTLY ACCEPTABLE.

Mayor Wynn: MR. TURN WE TURNER, WE CAN DO THAT. SO WITHOUT OBJECTION, THE CONSENT AGENDA WILL BE THE FIRST READING ONLY, WITH ZAP RECOMMENDATION, KNOWING THAT WE MAY AMEND LOT 1 MODESTLY BY SECOND OR THIRD READING. COUNCILMEMBER LEFFINGWELL?

Leffingwell: ONE CONCERN THAT I WANT TO THINK ABOUT ON SECOND AND THIRD READING

IS THIS IS PROBABLY HABITAT LAND. PART OF IT IS PART OF THE BCP, IT ABUTS THE BCP, SO WE NEED TO BE THINKING ABOUT USES THAT WOULD BE LEAST INTRUSIVE ON THIS PROPERTY. AND SO WE CAN CERTAINLY ADDRESS THAT ISSUE IF WE COME BACK TO SECOND AND THIRD READING.

Mayor Wynn: COUNCIL, ON ITEM NUMBER 77, STAFF WAS PROPOSING APPROVAL ON ALL THREE READINGS, HOUR, A NUMBER OF NEIGHBORS HAD SIGNED UP AND I BELIEVE WE HAVE A REPRESENTATIVE WHO WOULD LIKE TO ADDRESS US AS PART OF THE CONSENT AGENDA. ITEM 77. WELCOME.

I'M BILL BADNER, PRESIDENT OF THE NORTH UNIVERSITY NEIGHBORHOOD ASSOCIATION. I JUST WANTED TO CONFIRM THAT WE HAVE ESTABLISHED A GOOD NEGOTIATING RELATIONSHIP WITH THE ONE PROPERTY OWNER THAT WAS ORIGINALLY INVOLVED WITH THIS PROPERTY, AND I THINK WE'VE REACHED A GOOD AGREEMENT ON HOW TO GO FORWARD AND WORK OUT OUR DIFFERENCES WITH REGARD TO THAT. WE'RE VERY MUCH IN SUPPORT OF THE ORDINANCE AS WRITTEN, AND WE WOULD FAVOR IF THERE'S ANY LAWFUL BASIS TO DO IT ON AN EMERGENCY ADONGS, WE WOULD CERTAINLY -- ADOPTION, WE WOULD SUPPORT THAT. THE QUICKER IT CAN GO INTO EFFECT THE BETTER AS FAR AS WE'RE CONCERNED.

Mayor Wynn: THANK YOU. MAYOR PRO TEM?

Dunkerley: THIS IS ITEM NUMBER 70...

Mayor Wynn: 77.

Dunkerley: I'D LIKE TO ASK THE ASSISTANT CITY ATTORNEY IF WE COULD PASS THIS ONE ON EMERGENCY PASSAGE USING OUR IMMINENT DEVELOPMENT CONCERNS AS THE REASON FOR THE EMERGENCY PASSAGE.

YES, MA'AM.

Dunkerley: SO I WOULD LIKE TO PUT THAT ON FOR AN EMERGENCY PASSAGE TO TAKE EFFECT IMMEDIATELY.

Mayor Wynn: COUNCIL, WITHOUT OBJECTION, ITEM 77 APPROVAL ON ALL THREE READINGS INCLUDES PASSING ON EMERGENCY BASIS. MR. GUERNSEY?

MAYOR, WE HAVE A CITIZEN THAT'S SIGNED UP WITH RESPECT TO THIS CASE THAT I UNDERSTAND THAT MAY NOT APPEAR ON YOUR VIEWER. I'M NOT SURE IF THEY'RE IN OPPOSITION OR IN FAVOR OR WHAT THEIR POSITION IS. THEY'RE OPPOSED. AND THEY WOULD LIKE TO SPEAK TO THIS ITEM.

Mayor Wynn: WELL, MR. HEISER, YOU'RE WELCOME -- IN FACT, IT LOOKS LIKE IS TERRY MEYERS HERE BY CHANCE? TERRY MEYERS HAS SIGNED UP IN OPPOSITION, ALTHOUGH I THINK THAT WAS A MISTAKE. CORRECT. SO ONLY MR. HEISER IS HERE IN OPPOSITION. WHY DON'T WE HAVE -- IF YOU HAVE YOUR STATEMENT, WE MAY WANT TO TAKE THIS OFF THE AGENDA AND HAVE A TRUE PUBLIC HEARING, BUT GIVE US YOUR COMMENTS.

THANK YOU, MAYOR. MY NAME IS ROBERT HEISER AND I AM THE PRESIDENT OF THE PURPLE OWL HOUSE CORPORATION, WHICH IS THE HOUSE CORPORATION THAT OWNS THE PHI GAMMA DELTA FRATERNITY HOUSE ON WEST 27 ITS STREET. AND I DID NOT RECEIVE NOTICE OF THIS HEARING UNTIL THIS TUESDAY. I SUSPECT IT'S BECAUSE THE SCHOOL WAS OUT OF SESSION. THE MAILER DIDN'T EVEN GO OUT UNTIL THE 21st, BEING THE HOLIDAYS, THE HOUSE MOTHER DIDN'T GIVE ME THE NOTIFICATION UNTIL TUESDAY, WHICH WAS LIKE THE NINTH. ANYWAY, ONCE I READ THE CASE AND WHAT IT WAS SUGGESTING, WE HAVEN'T HAD A CHANCE TO TALK TO THE NEIGHBORHOOD ASSOCIATION TO FIND OUT WHERE THEY'RE COMING FROM, BUT THE NOTICE THAT I RECEIVED IN BOLD PRINT SAYS THAT THE PROPOSED AMENDMENT MAY CHANGE THE CLUB OR LODGE LAND USE FROM A PERMITTED USE TO A CONDITIONAL PROHIBITED USE WITHIN THE NORTH UNIVERSITY NEIGHBORHOOD ASSOCIATION. AND WE'VE BEEN A FRATERNITY AT THIS LOCATION FOR OVER 120 YEARS AND WE'RE ADAMANTLY OPPOSED TO A PROHIBITED USE OF ANY KIND. WE'VE HAD -- WE'RE NOT -- WE HAVE A PERMITTED USE, WE WANT TO CONTINUE TO BE A PERMITTED USE. WE DON'T UNDERSTAND WHERE THE NEIGHBORHOOD IS COMING FROM WITH THAT CLASSIFICATION. THERE ARE SEVERAL LODGING FACILITIES, THE SCOTTISH RITE DORMITORY IS JUST RIGHT NEXT TO US. I DON'T KNOW IF THEY'VE BEEN EXCLUDED FWR FR THIS, BUT I'M SURE THEY WOULD OPPOSE IT IF THEY KNEW ABOUT IT. I GAVE YOU A LETTER REPRESENTING MY POSITION. AND I WOULD WISH THAT WE WOULD BE EXCLUDED FROM THIS YOAFERB LAY OR.....OVERLAY OR PROPOSED AMENDMENT OR AT LEAST POSTPONED UNTIL WE'VE HAD A CHANCE TO TIEWK THE NEIGHBORHOOD ASSOCIATION AND FIND OUT WHAT THEIR OBJECTION TO OUR FRATERNITY, WHICH HAS BEEN THERE AGAIN FOR OVER 120 YEARS. WE'VE HAD A GOOD RIB WITH RELATIONSHIP WITH THE NEIGHBORHOOD OVER THE PAST. WE'RE NOT AWARE OF ANY PROBLEMS OR WHY THEY'RE OPPOSING OUR USE. I JUST HAD TO SCURRY AND GET DOWN HERE AS QUICK AS I COULD WHEN I FOUND OUT ABOUT THE HEARING. I APOLOGIZE FOR BEING LATE WITH IT.

Mayor Wynn: UNDERSTOOD, MR. HEISER. I'LL SAY, COUNCIL, OUR LEGAL SORT OF SUGGESTION HERE IS THAT WITH THIS OBVIOUS OPPOSITION, WE SHOULD IN FACT HOLD A PUBLIC HEARING AND HAVE A DISCUSSION ON THIS ITEM. MR. GUERNSEY?

MAYOR, I ACTUALLY TALKED TO SOME OF THE NEIGHBORHOOD PEOPLE THAT WE'VE BEEN WORKING WITH AND I'M NOT SURE EXACTLY WHERE THIS PROPERTY IS, BUT IT MAY NOT NECESSARILY BE AFFECTED BY THIS PARTICULAR AMENDMENT. SO I WOULD ASK THAT IF WE COULD ASK THE COUNCIL TO REMOVE THIS FROM YOUR CONSENT AGENDA AND THEN WE CAN GET WITH ROBERT ABLED DOUBLE-CHECK TO MAKE SURE THAT HIS CLIENTS'!

INTERESTS ARE NOT AFFECTED BY THIS AMENDMENT.

[INAUDIBLE - NO MIC].

Mayor Wynn: THAT'S NOT HOW WE WILL HANDLE THIS BUSINESS.

WE CAN BRING THAT BACK. ONCE WE LOOK AT THAT, THE NEXT OPPORTUNITY WE HAVE WE CAN BRING THAT BACK BEFORE YOU FOR APPROVAL.

Mayor Wynn: AS IN THIS EVENING AS THE NEXT OPPORTUNITY.

THIS EVENING.

Dunkerley: SO MAYOR, WE'LL TABLE THIS FOR THE TIME BEING?

YES. WE WILL TABLE ITEM NUMBER 77 FOR A FEW MINUTES HOPEFULLY. THANK YOU, MR. HEISER. SORRY FOR THE MISCOMMUNICATION. COUNCIL, 78, 79 WILL BE DISCUSSION ITEM. ITEM 80 AND 81, COMBINED CASES, WE HAVE A DISCUSSION REGARDING THE ACTUAL POSTPONEMENT REQUEST BY THE NEIGHBORHOOD. THAT'S MY UNDERSTANDING. ITEM 80 AND 81.

THE DISCUSSION POSTPONEMENT I BELIEVE IS RELATING TO THE UNIVERSITY ENTERPRISES. THIS IS CASE NPA 06-009-01 AND THE RELATED ZONING CASE IS ITEM NUMBER 81, CASE C-14-06-0159 FOR THE PROPERTY LOCATED AT 1901 TO 1903 EAST 11th STREET. BACK IN NOVEMBER OF LAST YEAR, NOVEMBER 30TH, THERE WAS A POSTPONEMENT THAT WAS GRANTED TO ALLOW BOTH SIDES -- BOTH THE NEIGHBORHOOD AND THE APPLICANT TO DISCUSS THE CASE. I'VE BEEN IN CONTACT WITH BOTH THE APPLICANT'S AGENT AND ALSO THE NEIGHBORHOOD REPRESENTATIVE. BOTH ARE WILLING TO MEET. THAT'S NOT REALLY THE ISSUE. THE NEIGHBORHOOD IS WILLING TO MEET AND HAS A MEETING COMING UP ON THE 25TH OF THIS MONTH AND WOULD LIKE A POSTPONEMENT OF THIS ITEM TO THE 15TH OF NEXT MONTH. THE APPLICANT IS WILLING TO MEET, BUT WHEN THE APPLICANT'S AGENT AND THE NEIGHBORHOOD REPRESENTATIVE BOTH SPOKE TO EACH OTHER, THEY WERE BOTH WILLING TO MEET, BUT THE NEIGHBORHOOD'S POSITION TO THE AGENT, AS I UNDERSTAND IT, WAS THAT THEY WOULD NOT BE WILLING TO NEGOTIATE A CHANGE IN THE POSITION THAT THEY HAVE ALREADY MADE, WHICH IS TO BE OPPOSED TO BOTH ITEMS. AND THE AGENT'S RESPONSE WOULD BE I WOULD BE MORE THAN HAPPY TO MEET, BUT IF THERE'S NO ROOM FOR NEGOTIATION, THEN THERE'S NO SENSE IN MEETING. I BELIEVE BOTH PARTIES ARE HERE, MR. JIMMY BUTLER ON BEHALF OF THE NEIGHBORHOOD AND DONNA CARTER REPRESENTING THE APPLICANT IS HERE TO SPEAK WRAR TO THIS POSTPONEMENT ITEM. THIS WOULD BE THE NEIGHBORHOOD'S REQUEST FOR POSTPONEMENT THE LAST ITEM WAS A STAFF POSTPONEMENT TO BRING IT TO THIS DATE.

Mayor Wynn: OUR PRACTICE IS TO GRANT THE POSTPONEMENT REQUEST IF IT'S THE FIRST REQUEST. IF THAT'S THE CASE, MR. GUR MR. GUERNSEY, UNLESS THERE'S OBJECTION FROM COUNCIL --

I THINK THE AMOUNT OR THE LENGTH OF POSTPONEMENT, THE AGENT WOULD WANT TO SPEAK TO THAT.

Mayor Wynn: OKAY. THEN IF MS. CARTER OR-- MS. CARTER, OUR PRACTICE HAS BEEN TO GRANT POSTPONEMENT REQUESTS FROM EITHER SIDE.

I UNDERSTAND. AND AS MR. GUERNSEY SAID, THIS WAS FIRST HEARD IN NOVEMBER AND IT WAS POSTPONED AT THAT TIME, AND -- BUT OUR POSITION IS -- AND WE DO UNDERSTAND. THE OBJECTION TO THE CASE IS COMING FROM A NEIGHBORHOOD GROUP WITHIN A NEIGHBORHOOD PLANNING AREA. THAT WOULD SEEM TO GIVE US TWO OPPORTUNITIES TO SPEAK WITH PEOPLE AND TRY TO COME TO CONSENSUS, BUT WHAT HAS HAPPENED IS THAT THE PLANNING AREA HAS SAID THEY'RE PRACTICE IS TO UP HOLD WHATEVER THE -- AN INDIVIDUAL NEIGHBORHOOD GROUP DECIDES, AND THEN IN MY DISCUSSIONS WITH MR. BUTLER AND REQUEST TO GO TO THEIR MEETING IS FINE, YOU CAN COME AND GIVE YOUR PRESENTATION, BUT IT WILL NOT -- THERE'S NO ROOM TO ALLOW FOR A COMMERCIAL USE ON THE PROPERTY AND IT WILL NOT CHANGE WHAT OUR VOTE WAS IN AUGUST. AND SO YES, THERE IS VALUE IN MEETING, BUT I DON'T THINK THERE'S VALUE IF THERE'S NO DIALOGUE, NO TRUE GIVE AND TAKE WITH REGARD TO PROTECTING OF THE NEIGHBORHOOD. SO AS MUCH AS IT SAD ENS ME TO SAY THAT THERE'S NO POSSIBILITY FOR NEGOTIATION, IT APPEARS IN THIS CASE THAT THE NEIGHBORHOOD GROUP HAS RELAYED THAT INFORMATION TO US. AND SO SO WITH THAT I WOULD HAVE TO REALLY RESPECTFULLY SAY THAT WE CANNOT REALLY CONSENT TO A POSTPONEMENT AT THIS TIME.

Mayor Wynn: UNDERSTOOD, MS. CARTER. QUERKSZ.....QUESTIONS, COMMENTS?

Cole: I HAVE A COUPLE OF QUESTIONS OF MS. CARTER. I'M TRYING TO UNDERSTAND THE POSTPONEMENT THAT HAPPENED BACK IN NOVEMBER. WAS THAT A JOINT REQUEST FOR POSTPONEMENT BY YOU AND THE NEIGHBORHOOD?

IT REALLY STARTED WITH STAFF, AND BY THE TIME WE TRIED TO FIGURE OUT A SCHEDULE DATE, I KNOW HI HAD SOME CONFLICTS IN THE FALL AND THE OWNER HAD SOME CONFLICT IN THE FALL, SO I BELIEVE IT REALLY WAS A STAFF RECOMMENDATION AT THAT TIME.

Cole: SO AS FAR AS YOU KNOW, THIS IS THE FIRST TIME THAT ONE OF THE NEIGHBORHOOD GROUPS WITHIN THE AREA HAS REQUESTED A POSTPONEMENT?

IN TERMS OF WRITING AND REQUESTING ONE, IT WOULD BE BE THE FIRST TIME, YES.

Cole: DO YOU HAVE A DATE, ASSUMING THAT WE DO POSTPONE THIS ITEM, WHEN YOU WOULD LIKE IT HEARD AT COUNCIL MEETING?

I DO NOT HAVE A DATE. I WOULD HAVE TO CHECK A CALENDAR IN ORDER TO DO THAT. I WOULD SAY THAT IN THE INTERIM BETWEEN WHEN IT WAS FIRST ON IN NOVEMBER, WE HAVE GONE IN AND ATTEMPTED TO SPEAK WITH THE NEIGHBORHOOD. AT THAT TIME THERE HAD BEEN AN INITIAL MEETING IN AUGUST AND THEN AT THE TIME OF THIS POSTPONEMENT -- AND I'M IN THE SURE IF IT WAS A LITTLE BIT AFTER THAT OR JUST BEFORE WE DID HAVE A SECOND MEETING WITH THE NEIGHBORHOOD TO PRESENT OUR ISSUES AND TO TRY TO GET FEEDBACK. SO THAT'S WHY I'M SAYING THAT I DON'T REALLY SEE THERE CAN BE ANY MOVEMENT ON IT.

Cole: OKAY. THANK YOU.

Mayor Wynn: SO COUNCIL, AGAIN, WE HAVE A FIRST TIME REQUEST TO POSTPONE BY THE NEIGHBORHOOD ON ITEMS 80, 81. AND I GUESS OUR QUESTION HERE IS DO WE CONTINUE OUR PRACTICE AND IF SO, WHAT WOULD BE THE SUGGESTED DATE FOR THAT POSTPONEMENT. COUNCILMEMBER COLE?

Cole: I BELIEVE THE NEIGHBORHOOD REPRESENTATIVE IS ACTUALLY HERE. CAN HE COME UP? WAS IT THE BLACKSHEAR NEIGHBORHOOD? IS THERE A REPRESENTATIVE HERE FROM THE NEIGHBORHOOD REQUESTING THE POSTPONEMENT? I KNOW THAT THIS CASE HAVE BEEN AROUND AWHILE AND THEY ARE READY TO MOVE FORWARD AND YOU'RE REQUESTING A POSTPONEMENT, SO I'D LIKE TO HEAR THE REASON FOR THAT.

TO THE COUNCIL, WELCOME. MY NAME IS JIMMY BUTLER, THE PRESIDENT OF PROSPECT HILLS NEIGHBORHOOD ASSOCIATION. THIS INITIALLY STARTED FRIDAY. WE KNEW THAT WE WERE ON THE AGENDA FOR TODAY. WHEN I TALKED TO STAFF ON LAST FRIDAY, MY UNDERSTANDING IS THAT THE COUNCIL HAD INSTRUCTED US TO MEET IN NOVEMBER. WELL, I DIDN'T HAVE THAT INFORMATION, WE DIDN'T HAVE THAT INFORMATION. AND I THOUGHT THAT'S WHAT THE COUNCIL WANTED US TO DO. IN TURN, WHAT I DID, I TALKED TO MR. GUERNSEY AND I SUGGESTED THAT OKAY, WE WILL MEET AGAIN IF THAT'S WHAT COUNCIL HAS INSTRUCTED US TO DO. I CONTACTED THE NEIGHBORHOOD MEMBERS AND WE DISCUSSED FEBRUARY THE EIGHTH COUNCIL. WHEN I TALKED TO MR. GUERNSEY ON MONDAY IT WAS STILL ON THE AGENDA. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

THANK YOU, MR. BUTLER. JUST FOR MY SAKE, IS THERE A REASON WHY THEY COULDN'T BE HERE ON THE 25th OF JANUARY OR THE 1st OF FEBRUARY?

WELL, WE DON'T HAVE A NEIGHBORHOOD ASSOCIATION MEETING UNTIL THE 25th OF JANUARY. WE HAVE NOT MET SINCE OCTOBER OF '06. THE 25th WILL BE OUR FIRST

MONTHLY MEETING.

Mayor Wynn: OKAY, THANK YOU, SIR. FURTHER QUESTIONS OF MR. BUTLER, COUNCIL?
COUNCILMEMBER LEFFINGWELL?

Leffingwell: SO FEBRUARY 1st WOULD WORK FOR YOU AS FAR AS HAVING A CHANCE TO HAVE
YOUR MEETING. YOU COULD DO IT BEFORE FEBRUARY 1st?

THE MEETING WOULD BE ON THE 25th BEFORE THE 1st. BUT SCHEDULING THE NEIGHBORS
ON THE FIRST WOULD BE A BAD DATE FOR THE MEMBERS.

SORT OF IN THE NATURE OF A COMPROMISE.

THANK YOU, COUNCILMEMBER. FURTHER COMMENTS, QUESTIONS? AGAIN, WE HAVE A
POSTPONEMENT REQUEST THAT I -- THAT I SUSPECT WILL -- WE WILL CONTINUE OUR
PRACTICE AND THE QUESTION WILL BE WHICH DATE TO -- TO POSTPONE THE CASE FOR. I'LL
ENTERTAIN A THOUGHT.

I WOULD SUGGEST FEBRUARY 1st, POSTPONE TO FEBRUARY 1st.

Cole: MAYOR, I WOULD AGREE WITH THAT, ALSO.

Mayor Wynn: WITHOUT OBJECTION THIS CONSENT AGENDA WILL INCLUDE POSTPONING
ITEMS 80 AND 81 TO FEBRUARY 1st, 2007. THANK YOU, MR. BUTLER. SO MR. GUERNSEY
DOES THAT GET US THROUGH THE -- SO THEN -- YOU TAILED ITEM NO. 77 -- TABLED ITEM
NO. 77. WE HAVE SPOKEN TO ROBERT HEISER REGARDING TO PHI GAMMA DELTA'S
CONCERNS, THEY HAVE BEEN ADDRESSED, WE COULD PUT ITEM 77 BACK ON FOR
CONSENT APPROVAL, ALL THREE READINGS. I THINK THE COUNCIL NOTED FOR
EMERGENCY PASSAGE.

Mayor Wynn: THANK YOU. MR. HEISER? YES? THANK YOU. COUNCIL, OUR CONSENT AGENDA
FOR THESE PUBLIC HEARINGS WILL BE, TO CLOSE THE PUBLIC HEARING ON THOSE CASES
WHERE WE TAKE ACTION, GOING TO NOTE THAT ITEM NO. 70 HAS BEEN WITHDRAWN. WE
WILL CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ONLY ITEMS 72, 73, 74.
WE WILL CLOSE THE PUBLIC HEARING APPROVAL ON ALL THREE READINGS, ITEM 75. WE
WILL CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ONLY ITEM 76. WE
WILL NOTE THAT -- THAT BETWEEN FIRST AND SECOND AND THIRD READING WE WILL
ANALYZE THE OPPORTUNITY TO CHANGE THAT ZONING ON LOT ONE PERHAPS OR THE
USES ON LOT ONE. WE WILL CLOSE THE PUBLIC HEARING AND APPROVE ON ALL THREE
READINGS ITEM NO. 77 ON EMERGENCY PASSAGE. AND WE WILL POSTPONE ITEMS 80 AND
81 TO FEBRUARY 1st, 2007. I'LL ENTERTAIN THAT MOTION.

SO MOVE.

MOTION MADE BY COUNCILMEMBER COLE, SECONDED BY THE MAYOR PRO TEM TO APPROVE THE CONSENT AGENDA AS READ. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU, MR. GUERNSEY. MR. GUERNSEY, BEFORE WE GO TO OUR DISCUSSION ITEMS, I WILL RECOGNIZE MAYOR PRO TEM FOR A RECONSIDERATION MOTION.

Dunkerly: MAYOR, I WOULD LIKE TO SEE IF THE COUNCIL WOULD RECONSIDER ITEM NO. 68. I UNDERSTAND FROM MY STAFF THAT -- THAT THERE ARE THREE OTHER USES THAT HAVE BEEN AGREED ON THAT WE NEED TO CHANGE THE ORDINANCE ON AND MY UNDERSTANDING, I WOULD LIKE FOR SOMEBODY TO CORRECT ME IF I'M WRONG, UNDER PROHIBITED USE THE NEIGHBORHOOD AND AGENT HAVE AGREED TO -- TO REMOVE FROM THAT LIST AUTOMOTIVE SALES AND GENERAL RETAIL SALES GENERAL. THEN TO ADD RESTAURANT GENERAL TO THOSE PERMITTED USES. WE WILL HAVE AN ADDITIONAL THREE USES THAT ARE --

SO MOTION --

I THINK THAT YOU JUST MISSPOKE. I'M JOHN JOSEPH.

Mayor Wynn: LET'S SEE IF WE GET A MOTION TO RECONSIDER FIRST. MOTION BY MAYOR PRO TEM TO RECONSIDER ITEM NO. 68, SECONDED BY COUNCILMEMBER LEFFINGWELL. EXCUSE ME. THANK YOU. NOW DISCUSSION. EXCUSE ME.

Dunkerly: NOW.

SORRY.

Dunkerly: I JUST HAVE THIS IN SCRATCHED NOTES.

I UNDERSTAND, I'M SORRY. I THINK THAT I MIGHT HAVE MISSAID IT, WE WANTED TO MAKE RESTAURANT A CONDITIONAL USE, NOT A PERMITTED USE. RIGHT NOW IT'S PERMITTED THEY ARE CONCERNED ABOUT --

Dunkerly: THAT WOULD BE ON ITEM NO. 2, WE WOULD ADD THAT UNDER THE CONDITIONAL USES AND WE WOULD DELETE THE AUTOMOTIVE SALES AND GENERAL RETAIL SALES FROM THE PROHIBITED USES.

YES, MA'AM.

AND THE NEIGHBORS ARE HERE.

AUTOMOBILE SALES AND RETAIL SALES WOULD BE STRICKEN FROM THE PROHIBITED LIST. THEN UNDER THE CONDITIONAL USES THE RESTAURANT GENERAL WOULD BE ADDED.

Dunkerly: ADD THE RETAIL, RESTAURANT GENERAL.

Mayor Wynn: AS A CONDITIONAL USE.

Guernsey: AS CONDITIONAL USE. THAT I THINK THAT'S CLEAR ENOUGH FOR STAFF AND WE CAN GO FORWARD AND MAKE THAT CHANGE IF IT'S SO DESIRED.

Dunkerly: THANK I VERY MUCH.

Mayor Wynn: QUESTIONS, COMMENTS, COUNCIL? SO THEN I WILL CONSIDER THAT TO BE THE MOTION NOW TO -- TO APPROVE ITEM NO. 68 ON SECOND AND THIRD READING WITH THOSE AMENDMENTS BY THE MAYOR PRO TEM. SECONDED BY COUNCILMEMBER LEFFINGWELL. THE MOTION AND SECOND ON THE TABLE TO APPROVE ON SECOND AND THIRD READING THIS AMENDED ZONING ITEM NO. 68. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 WITH COUNCILMEMBER COLE TEMPORARILY OFF THE DAIS. THANK YOU, MR. GUERNSEY.

Guernsey:: THAT BRINGS US BACK TO OUR DISCUSSION ITEMS. OUR FIRST DISCUSSION ITEM, ITEM NO. 71, THIS IS CASE C 14-06-0193 FOR THE PROPERTY LOCATED AT 502 WEST WILLIAM CANNON DRIVE. THIS IS A REZONING REQUEST FROM GENERAL COMMERCIAL SERVICES MIXED USE CONDITIONAL OVERLAY NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING OR CS-MU-CO-MP TO CS 1 MU NP WHICH ALSO STANDS FOR COMMERCIAL LIQUOR SALES, MIXED USE, NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING FOR TRACT 2. 2 -- FOR TRACT 1.

TRACT 2 THE ZONING CHANGE WOULD BE FROM [INDISCERNIBLE] CS MU CO-NP CO-NP COMBINING DISTRICT ZONING FOR TRACTS 2 AND 3. THAT'S WHAT IT WOULD BE GOING TO. SO -- SO THIS REQUEST IS WITHIN AN EXISTING SHOPPING CENTER CONSISTS OF ABOUT -- OF ABOUT JUST UNDER UNDER .1-ACRES OF LAND. RECOMMENDED TO YOU BY THE PLANNING COMMISSION. THE CONFIGURATION LOOKS A LITTLE UNUSUAL IF YOU LOOK AT ZONING MAP. THERE ARE THREE TRACTS. ONE TRACT IS EXISTING CS 1 MU CO-NP ZONING. BUT IS NOT USED FOR ALCOHOLIC BEVERAGE SALES. THEN ANOTHER TRACT THAT'S ZONED

CS-MU-CO-NP WHICH THERE'S A DESIRE TO HAVE ALCOHOLIC BEVERAGE SALES IN. SO THE OWNER IS ASKING THE CITY COUNCIL TO APPROVE A REZONING THAT WOULD DOWN ZONE THEIR EXISTING PAD THAT ALLOWS COMMERCIAL LIQUOR SALES ZONING AND UP ZONE ANOTHER PAD OR ANOTHER PORTION OF THE SHOPPING CENTER TO CS 1 ZONING. ONE PART WOULD BE GOING DOWN, ONE PART WOULD BE GOING IN. -- WOULD BE GOING UP. THE STAFF RECOMMENDED THE REQUEST. THE COMMISSION DID APPROVE THE STAFF'S RECOMMENDATION AND THERE ARE SOME CONDITIONS THAT THE CONDITIONAL OVERLAY PROHIBITS AUTO SALES, AUTO WASHING OF ANY TYPE. PAWN SHOP SERVICES. THEM ON TRACT 1 ALSO AN ADDITIONAL CONDITIONAL OVERLAY THAT WOULD LIMIT TO 2,000.....2,000 VEHICLE TRIPS PER DAY. I KNOW -- I BELIEVE BETTY EDGEMOND IS HERE TO SPEAK TO THIS ITEM FROM THE AUDIENCE AND MR. JIM WITLIFF IS ALSO PRESENT, THE AGENT REPRESENTING THE OWNER OF THE RETAIL PROJECT.

THANK YOU, WELCOME, FIVE MINUTES TO PRESENTS YOUR CASE, WE WILL HEAR FROM FOLKS IN FAVOR. WE HAVE NO ONE HERE SIGNED IN FAVOR. WE WILL HEAR FROM THOSE IN OPPOSITION, JUST MS. BETTY EDGEMOND, YOU WILL HAVE A CHANCE TO REBUT, WELCOME.

THANK YOU MAYOR, COUNCIL, I'M JIM WITLIFF HERE ON BEHALF OF WINE GARTEN REALTY. THANK YOU MR. GUERNSEY, THAT WAS HALF MY PRESENTATION THAT HE COVERED FOR ME. THIS TRACT, AS MR. GUERNSEY SAYS, WINEGARTEN HAS AN EXISTING CS 1 FOOTPRINT RIGHT NEXT TO THE ENTRANCE OF H.E.B. THAT TRACT HAS A TOTAL OF 75 FEET OF BUILDING FRONTAGE, A CORNER TRACT, BUILDING AND WINDOW FRONTAGE. IT'S NOT USED FOR LIQUOR SALES AT THIS TIME. BUT IT'S BEEN ZONED FOR LIQUOR SALES SINCE AT LEAST 1981, WHAT THEY WANT TO DO IS MOVE THE -- THE CS 1 PAD LOCATION SITE IN THE SHOPPING CENTER ABOUT 90 FEET FURTHER FROM THE ENTRANCE TO THE H.E.B. IT WOULD BE ABOUT 25, 30 FEET FURTHER FROM BEDICHEK SCHOOL, WHICH IS SOUTH ACROSS WILLIAM CANNON. RIGHT NOW THE EXISTING CS 1 PAD IS ABOUT 408 FEET AWAY. WHERE I WOULD MOVE IT -- WE WOULD MOVE IT TO ABOUT 440 FEET FROM THE SCHOOL. THAT'S ABOUT IT. WINEGARTEN, I HAVE BEEN WORKING WITH THEM FOR A WHILE. I CONSIDER THEM A CLASSY OPERATION. I DON'T THINK THERE WOULD BE ANY DEGRADATION TO THE NEIGHBORHOOD. AS FAR AS FAMILY RUN BUSINESSES OR FAMILY BUSINESSES ARE CONCERNED THAT'S WHAT IT WOULD BE, IT WOULD BE A PROPERLY RUN AND I'LL SAVE ANY OTHER COMMENTS FOR REBUTTAL, THANK YOU.

Mayor Wynn: THANK YOU. QUESTIONS OF THE AGENT, COUNCIL? IF NOT, WE WILL HEAR FROM FOLKS IN OPPOSITION. MS. EDGEMOND, WELCOME. YOU WILL HAVE THREE MINUTES.

I HAVE GOT THREE AND HE GOT FIVE?

Mayor Wynn: YEAH, THEN HE GETS A THREE MINUTE REBUTTAL, THOSE ARE OUR RULES.

I THOUGHT YOU GAVE ME FIVE MINUTES BEFORE. ANYWAY, MY NAME IS BETTY EDGEMOND.

AND OF COURSE I'M IN OPPOSITION TO CS 1. YOU HAVE A [INDISCERNIBLE] TO GET RID OF CS 1 ALTOGETHER, IT'S RIGHT ACROSS FROM BEDICHEK. BEDICHEK IS A JUNIOR HIGH SCHOOL. A LITTLE BIT DIFFERENT, I THINK THAN SOME OF THE SCHOOLS BECAUSE WE HAVE SO MANY LATCH KEY KIDS. WE HAVE SO MANY KIDS THAT RIDE THE CITY BUS AND THEY WANDER AROUND THAT SHOPPING CENTER, WHICH IS A VERY FAMILY ORIENTED SHOPPING CENTER. AND LET ME TELL YOU A LITTLE BIT OF THE HISTORY OF THIS. I ACTUALLY OPPOSED THIS SHOPPING CENTER IN 1971. THAT WAS ONE OF MY FIRST ZONING OPPOSITIONS BECAUSE WE THOUGHT IT WOULD ADD TOO MUCH TRAFFIC AND BE A HAZARD TO THE CHILDREN. NOW, NOBODY USES THAT SHOPPING CENTER MORE THAN I DO, I'M SO GLAD IT'S THERE. I DIDN'T HAVE MUCH OF A VISION AT THAT TIME BUT I DO NOW. YOU LEARN A LOT OF LESSONS IN ALL OF THESE YEARS THAT I HAVE BEEN DOING THIS. I DO NOT REMEMBER CS 1 BEING GRANTED THERE. I REMEMBER TOTAL OPPOSITION TO THE LIQUOR STORES THAT APPLIED THERE. BUT GREG GUERNSEY SAID THAT HE WOULD LOOK INTO IT FOR ME AND SEE WHAT HE COULD FIND. SO I AM IN OPPOSITION, WE DON'T NEED A LIQUOR STORE. WE HAVE FIVE LIQUOR STORES IN THE AREA. WE HAVE CONVENIENCE STORES, TWO CONVENIENCE STORES, TEXACO SHELL STATION, THEY ALL SELL ALCOHOL. IF YOU NEED ALCOHOL I GUESS YOU COULD GET IT. I DID ASK JIM WITLIFF IF THEY WOULD AGREE TO NOT SELL SINGLE BEVERAGE, WHERE YOU JUST GO IN AND GET A CAN OF BEER AND STUFF, HE SAID NO THEY WOULDN'T. GREG JUST INFORMED ME THAT TABC SAYS YOU CAN'T REGULATE STUFF LIKE THAT. BUT IT SEEMS TO ME LIKE YOU CAN. BUT ANYWAY ONE OF THE THINGS THAT YOU COULD DO, LIKE I SAID, TAKE AWAY THAT CS 1 COMPLETELY. SEEMS TO ME THAT SOMEBODY NEEDS TO BE DONE WHEN AND IF IT WAS ZONED IN 1981, THINGS HAVE CHANGED SINCE 1981, WE DO NOT NEED IT ACROSS FROM A SCHOOL. THAT'S THE MAIN THING IS THAT CHILDREN THAT COME THROUGH THERE, AND I'M SURE SOME SICKO PERSON WOULD LOVE TO GO IN AND BUY THEM A BEER OR SOMETHING LIKE THAT, YOU KNOW, AND BEING IN JUNIOR HIGH, YOU ARE GOING TO TRY EVERYTHING, YOU KNOW WHAT YOU DID AT THAT AGE. YOU LOVE TO BE DARING AND NOT TELL YOUR PARENTS EVERYTHING THAT YOU DID. ANYWAY, THAT'S WHY I'M IN OPPOSITION TO IT. IF THERE'S ANYTHING THAT YOU CAN DO TO GET ANYTHING LIKE THIS CHANGED, I DON'T THINK THIS SHOULD EVER HAPPEN AGAIN TO ANY SCHOOL. SO -- SO AS YOU KNOW, I SPEAK FROM THE HEART. I DON'T HAVE NOTES. I JUST SPEAK FROM MY HEART. THOSE OF YOU THAT HAVEN'T HEARD ME SPEAK BEFORE, I'M -- HE USUALLY RAMBLE ON, BUT I'M VERY PASSIONATE ABOUT THIS ONE. THANK YOU.

Mayor Wynn: ANY QUESTIONS FOR MS. EDGEMOND, COUNCIL? YOU HAVE A REBUTTAL.

THANK YOU, MAYOR. MS. EDGEMOND AND I DID SPEAK CANDIDLY ABOUT THIS ON OCCASION. I DO RESPECT HER PASSION. I WILL ADD THIS. H.E.B. IS THE BIG BOX OVER AT THE FAR LEFT OF THIS L-SHAPED CENTER. THE A IS THE EXISTING FOOTPRINT. THE B IS WHERE THEY WANT TO PUT IT. YOU KNOW IF -- IF A SICKO WANTS TO GO AND BUY SOME KIDS A BEER HE CAN DO IT AT H.E.B., AT THE 7-11, AT THE GAS STATIONS DOWN THE STREET. I DON'T THINK THIS LIQUOR STORE IS NECESSARILY GOING TO CREATE AN OUTLET FOR -- FOR THAT SORT OF -- OF ACTIVITY THAT I THINK EVERYONE WOULD FROWN ON. THIS

IS A -- THIS IS A LEGITIMATE BUSINESS. BETTY DID TALK WITH ME ABOUT WOULD THEY BE WILLING TO NOT SELL SINGLE UNITS. I CONTACTED WEINGARTEN. THEY DIDN'T THINK THAT WAS REASONABLE TO ASK A SMALL BUSINESS. THE NEIGHBORHOOD ALSO ASKED IF THEY WOULD BE WILLING TO NOT OPEN UNTIL 4:00 P.M. EACH DAY. THEY DIDN'T THINK THAT WAS REASONABLE. THEY THOUGHT A LOT OF NORMAL SHOPPING PEOPLE WOULD WANT TO COME IN DURING THE DAY AND BUY WHATEVER SUPPLIES THEY NEED FOR UPCOMING PARTIES OR HOLIDAYS OR WHATEVER. AGAIN, I DID RESEARCH IT THAT THAT ZONING WAS ORIGINALLY ESTABLISHED MAY 7th, 1981. WHEN THE NEIGHBORHOOD PLAN WAS DONE ON AUGUST 18th, 2005, THE COUNCIL DID APPROVE CS 1-MU-CO--NP ZONING FOR THIS FOOTPRINT. I'M NOT AWARE THAT THERE WAS ANY OPPOSITION TO THE CS 1 AT THAT TIME. WE OBVIOUSLY DON'T WANT TO JEOPARDIZE AND LOSE THE CS 1 FOOTPRINT THERE. BUT WE THINK THIS IS A GOOD TRADE. WE THINK IT'S A MORE APPROPRIATE LOCATION. WE THINK THAT IT'S REASONABLE. I HOPE THAT YOU WILL SUPPORT IT. THANK YOU.

THANK YOU, MR. WITLIFF, QUESTIONS OF THE AGENT, COUNCIL? MR. GUERNSEY, REMIND ME AGAIN. THIS HAS A STAFF AND COMMISSION RECOMMENDATION?

Guernsey: THAT IS CORRECT AND, MAYOR, I'LL JUST ALSO NOTE THAT THE DISTANCE OF THE LIQUOR STORE FROM THE SCHOOL WOULD NOT REQUIRE ANY SPECIAL WAIVER FROM THE CITY COUNCIL. PERIODICALLY WATERSHED PROTECTION DEVELOPMENT REVIEW DEPARTMENT BRINGS WAIVER REQUESTS BECAUSE IN ADDITION TO THE ZONING REGULATIONS THE CITY HAS, WE ALSO HAVE ALCOHOLIC BEVERAGE THAT SPEAK TO THE SEPARATION BETWEEN BUSINESSES THAT SELL ALCOHOL AND PUBLIC SCHOOLS. BUT THIS EXCEEDS THE MINIMUM DISTANCE REQUIREMENT. SO YOU WILL NOT BE SEEING A WAIVER COMING BACK TO YOU WITH RESPECT TO THIS PARTICULAR USE.

Mayor Wynn: THANK YOU, MR. GUERNSEY. YOU ARE READY FOR HOW MANY READINGS?

Guernsey: READ FOR ALL THREE READINGS.

Mayor Wynn: ALL RIGHT. QUESTIONS OF STAFF, COUNCIL? ANYBODY ELSE? IF NOT I'LL ENTERTAIN A MOTION ON ITEM 71. MAYOR PRO TEM?

Dunkerly: I WOULD MOVE APPROVAL ON THIS ITEM, ON -- ON ALL THREE READINGS. OF THE STAFF RECOMMENDATION.

Mayor Wynn: MOTION BY THE MAYOR PRO TEM. SECONDED BY COUNCILMEMBER LEFFINGWELL TO CLOSE THE PUBLIC HEARING AND APPROVE ITEM NO. 71 ON ALL THREE READINGS. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU. ITEM 78, MR. GUERNSEY.

I GUESS IT'S TIME TO MOVE ON THEN. ITEM NO. 78 AND 79 ARE RELATED CASES. ITEM NO. 78 IS CASE C14-04-0030, KNOWN AS TIME INSURANCE, THIS IS TRACT OR ITEM 1, ITEM NO. 79 IS CASE C14-06-0117 TIME INSURANCE 2. THESE TWO CASES ARE RIGHT NEXT TO EACH OTHER AND THE -- ITEM NO. 78 LOCATED AT 1405 AND 1415 EAST RIVERSIDE DRIVE, ON THE RIGHT-HAND SIDE GOING FURTHER DOWN EAST RIVERSIDE DRIVE DRIVE FROM -- FROM IH 35. THIS IS A REZONING REQUEST FROM LIMITED OFFICE AND FAMILY RESIDENCE OR SF 3 AND LO DISTRICT ZONING AND THE PROPOSED REZONING REQUEST IS TO GR-MU ZONING. THE -- THE AREA OF THE PROPERTY IS APPROXIMATELY 1.87 ACRES OF LAND. THE OTHER CASE WHICH KIND OF WRAPS AROUND THE INTERSECTION OF EAST RIVERSIDE DRIVE AND THEN MOVES FURTHER SOUTH ALONG I-35, THIS ADDRESS BEING 1317 EAST RIVERSIDE DRIVE AND 1220 SOUTH I-35 IS A TRACT THAT'S APPROXIMATELY 1 POINT 67 ACRES OF LAND AND THIS REZONING REQUEST IS FROM GR-MU OR COMMUNITY COMMERCIAL MIXED USE COMBINING DISTRICT ZONINGS TO LI-PDA OR LIMITED INDUSTRIAL SERVICES PDA DISTRICT ZONING. THIS PARTICULAR REQUEST, THE APPLICANT HAS AGREED TO -- TO DO GR MU USES IN SIGHT DEVELOPMENT REGS, SAVE AND EXCEPT THE FRONT SETBACK REQUIREMENTS. THE PLANNING COMMISSION AND CITY COUNCIL BOTH REVIEWED SF-5 30 ACTUALLY IT'S BEEN -- C 14-04-30, ACTUALLY SUBJECT TO MEDIATION THAT REACHED AN IMPASSE. A SECOND MEDIATION WAS ACTUALLY CALLED THAT I PARTICIPATED AS A RESOURCE STAFF PERSON THAT ENDED IN AN IMPASSE. AND NOW THE CASE COMES BACK TO YOU. THE PLANNING COMMISSION CONSIDERED BOTH ITEMS AT THE SAME TIME. AND LET ME READ THROUGH WHAT THEY RECOMMENDED. THEY RECOMMENDED THE -- THE REZONING REQUEST THAT WAS PRESENTED BY THE APPLICANT AND APPROVED GR-MU-CO ZONING FOR CASE C 14040030, THE PROPERTY AT 1405 AND 1450 EAST RIVERSIDE DRIVE, PROHIBIT ALL AUTOMOTIVE RELATED USES INCLUDING RENTAL, SALES, WASHING OR REPAIR, PROHIBIT PAWN SHOPS, PROHIBITS SERVICE STATIONS, DRIVE THROUGH SERVICES AS ACCESSORY USE, PROHIBIT MOTOR VEHICLE ACCESS TO MAN LOW STREET, THIS IS A RESIDENTIAL STREET THAT SITS ON THE HILL ABOVE THIS TRACT, SOUTH OF THIS PROPERTY. THAT ALL RESIDENTIAL UNITS BE CONDOMINIUMS FOR SALE AND DUMPSTERS AND SERVICES AREAS WILL BE CONTAINED WITHIN BUILDINGS, STREET SCRAPE IMPROVEMENTS INCLUDING TREES, BENCHES, SIDEWALKS BE PROVIDED. 25-FOOT COMPATIBILITY BUFFER WITH HEAVILY VEGETATED SCREENING BE PROVIDED WITH TREES AND SHRUBS, THAT COMMERCIAL SPACE BE FLEXIBLE TO -- TO BE FINISHED OUT AS OFFICE OR RETAIL. SIDEWALKS ALONG I-35 BE CONSTRUCTED TO PROVIDE A WIDER WALKING PATH AND THIS ONE ACTUALLY PERTAINS TO THE OTHER CASE. AND ENTIRE STRUCTURE TO HAVE EQUIVALENT CONSTRUCTION ON ALL SIDES, INCLUDING MASONRY ON ALL SIDES. NEIGHBORS TO HAVE CONTINUED INVOLVEMENT WITH THE SITE PLAN AND THIS WOULD BE AN ADMINISTRATIVE SITE PLAN BY THE WE, UNLESS THERE'S SOME WAIVER OR CONDITIONAL USE REQUESTED BY THE OWNER FOR THE DEVELOPMENT OF THIS PROPERTY. ACCESS TO PROPERTY WOULD BE LIMITED TO TWO DRIVEWAYS, TO EAST RIVERSIDE DRIVE AND ONE DRIVEWAY TO I-35, WHICH I WILL SPEAK TO IN A MINUTE ON THE

OTHER CASE. ALL POINTS OF ACCESS WILL HAVE INTERCONNECTIVITY TO ALLOW ACCESS TO THE DEVELOPMENT TO BOTH ROADWAYS. AND THERE'S NO ACCESS ALLOWED TO SUMMIT STREET. WHICH IS THE -- WHICH IS THE COLLECTOR STREET LOCATED TO THE EAST OF THIS PROPERTY. THE -- THE EAST RIVERSIDE DRIVE BUILDING, 50% OF IT TO BE THREE STORIES AND 50% TO BE A FOUR STORY STRUCTURE, PARKING TO BE CONTAINED WITHIN A TWO LEVEL STRUCTURE THAT WILL BE -- THAT WILL NOT EXCEED THE HEIGHT LEVEL OF THE BLUFF. SITE EXCAVATED TO STREET LEVEL. THERE ARE HIGH RETAINING WALLS THAT BORDER THE RIGHT-OF-WAY ALONG EAST RIVERSIDE DRIVE DRIVE. NO COMMERCIAL DEVELOPMENT EXTENDS TO THE AREA INTO THE NEIGHBORHOOD. THIS WOULD SPEAK TO A SMALLER PORTION. IF YOU LOOK AT THE C 14040030 CASE, C14-04-0030 CASE, THIS WOULD PERTAIN TO THE AREA IN THIS PARTICULAR AREA. TREE MITIGATION FOR ALL PROTECTIVE TREES REMOVED BY THE -- BY THE SCWA VACATION TO BE RE-- EXCAVATION TO BE REPLACED AT 100%, LIMITED TO 60, 65, 75,000 SQUARE FEET OF COMMERCIAL SPACE. REGARDING THE -- THE OTHER PROPERTY AGAIN HAS THE SIMILAR CONDITIONS BUT THEN SPEAKS TO THE ACTUAL BUILDINGS ALONG I-35 35, A TWO STORY STRUCTURE WITH UNDERGROUND PARKING. ADDITIONAL CONDITIONS REGARDING 2,000 VEHICLE TRIPS PER DAY. 85% IMPERVIOUS COVER. AND 25% GREEN ROOF SPACE. WE DO HAVE VALID PETITIONS REGARDING BOTH ZONING CASES. THE ZONING CASE THAT'S FURTHEST TO THE EAST, THIS IS CASE C14-04-0030 NOW STANDS AT 32.96%. AND THE OTHER VALID PETITION WHICH WAS ACTUALLY VALIDATED TODAY TO BE A VALID PETITION STANDS AT 23.73% AND THIS IS THE PROPERTY THAT HAS FRONTAGE ALONG IH-35. I'LL -- AS I MENTIONED BEFORE, THESE PROPERTIES, RESIDENTIAL HOMES ACTUALLY SIT ON A BLUFF THAT -- THAT OVERLOOK THE COMMERCIAL PROPERTIES, PARTICULARLY ALONG EAST RIVERSIDE DRIVE. YOU HAVE HOMES THAT ARE SITTING ABOVE AS YOU -- CLOSER TO THE INTERSECTION. THE ADJACENT LAND USES IN THE AREA ARE SINGLE FAMILY ZONED AND SINGLE FAMILY USE PRIMARILY TO THE SOUTH AND SOUTHEAST. TO THE NORTH WE HAVE APARTMENTS COUNCIL RECENTLY APPROVED A MIXED USE DEVELOPMENT KNOWN AS CONSTELLATION ACROSS THE STREET, THAT ALLOWED BUILDING HEIGHTS UP TO 120 FEET. ON THE OTHER SIDE OF I-35 TO THE WEST, YOU HAVE SOME OFFICE USES AND SOME RESIDENTIAL SINGLE FAMILY RESIDENTIAL USES. AT THIS TIME, I KNOW YOU HAVE SEVERAL SPEAKERS THAT SIGNED UP. I CAN PAUSE AND IF COUNCIL HAS ANY QUESTIONS I WILL BE MORE THAN HAPPY TO ANSWER THEM AT THIS TIME.

Mayor Wynn: THANK YOU, MR. GUERNSEY. QUESTIONS OF STAFF, COUNCIL. IF NOT WE WILL CALL UP THESE TWO ITEMS TOGETHER, ITEMS 78 AND 79, WE WILL HAVE OUR -- OUR APPLICANT PRESENTATION AND THEN WE WILL HEAR FROM FOLKS IN FAVOR OF THE ZONING CASE, FOLKS IN OPPOSITION AND THE APPLICANT WILL HAVE A REBUTTAL.

MAYOR, COUNCIL, THESE ARE ONLY READY FOR FIRST READING THIS EVENING.

Mayor Wynn: THANK YOU FOR QUALIFYING THAT. WELCOME. MR. THROWER, WELCOME. SET THE CLOCK FOR A FIVE MINUTE PRESENTATION, THEN WE WILL HEAR FROM FOLKS IN

FAVOR. WELCOME.

MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, RON THROWER REPRESENTED THE LAND OWNER. I WOULD LIKE TO RUN YOU THROUGH A SERIES OF SLIDE SHOWS ALSO IN THE HANDOUT BEING PASSED OUT RIGHT NOW. WHAT WE HAVE RIGHT NOW CURRENTLY ON THE PROPERTY IS A MIXTURE OF GR-MU ZONING DONE IN 1987. LO ZONING IN 1987. AND SF 3 AND THAT IS THE CURRENT CONDITIONS TODAY. WHAT WE ARE SEEKING AS PART OF OUR REQUEST IS GR-MU ON THE EAST SIDE AND LIPDA ON THE LEFT SIDE. THE LIPDA AS MR. GUERNSEY POINTED OUT IS ONLY TO RELAX THE 10-FOOT SETBACK NORMALLY ASSOCIATED WITH GR SO WE CAN HAVE A 0-FOOT SET BACK. WE HAVE A LARGE AMOUNT OF RIGHT-OF-WAY ALONG I-35, GIVES US AN OPPORTUNITY TO PUSH THE BUILDING AS FAR AWAY FROM THE RIGHT-OF-WAY AS POSSIBLE, PUT IT AT THE RIGHT-OF-WAY LINE, STILL PROVIDE AMPLE ROOM FOR COMMERCIAL DESIGN SIDEWALKS IN THIS AREA. BASICALLY IT'S GOING TO LOOK AND SMELL JUST LIKE GR-MU, LIPDA IS ONLY THERE FOR THAT ONE REASON. WE HAVE A SITUATION WHERE WE HAVE UP ON A BLUFF. WITH STRAIGHT COMMERCIAL ZONING WE COULD PUT DEVELOPMENT UP ON TOP OF THE HILL, WHICH I THINK IS FAR MORE IMPACTING ON THE SINGLE FAMILY HOMES. THIS SECTION SHOWS THE SINGLE FAMILY HOME ON THE LEFT SIDE. SHOWS YOUR PARKING GARAGE 25 FEET AWAY WITH A EXHIBITABILITY STANDARDS, THEN A THREE STORY OFFICE BUILDING LOCATED AGAIN UP ON TOP OF THE BLUFF. TO THE FAR RIGHT IS THE 90-FOOT BUILDING THAT THE COUNCIL APPROVED IN 2003 I BELIEVE IT WAS, THE PROPERTY ACROSS THE STREET AT RIVERSIDE AND MANLOVE. WHAT WE ARE TRYING TO DO IS GENTLEMAN INDICATE THE HILLSIDE. IT'S APPROPRIATE FOR THIS AREA. ON AN ARTERIAL, TWO UGLY RETAINING WALLS THAT NEED ATTENTION. A SIDEWALK OUT THERE THAT IS ALMOST UNPASSABLE BECAUSE THERE IS NO HAVEN FOR ANYBODY WALKING ACROSS THERE TO ESCAPE IF THERE IS AN ERRANT CAR. AND I HAVE OFTEN JOKED THAT THESE WALLS OR THE AREA HE IS SO BAD THAT THESE WALLS CAN'T EVEN GET TAGGED WITH GRAFFITI. WHAT WE ARE TRYING TO IS JUST THIS. EXCAVATE THE HILL, PUSH THE BUILDING AS CLOSE TO RIVERSIDE AS POSSIBLE. PUT A PARKING GARAGE BELOW THE BLUFF ALONG THE BACK SIDE OF THE DEVELOPMENT. BY DOING THIS WE THINK THAT WE ARE CREATING MORE LIGHT AND AIR FOR THE SINGLE FAMILY AREA AND VERSUS JUST THE STRAIGHT STANDARD ZONING DOING DEVELOPMENT OF UP ON THE HILL. THIS GIVES US THE OPPORTUNITY TO CREATE A PEDESTRIAN LANDSCAPE ALONG RIVERSIDE DRIVE, DO A MIXED USE DEVELOPMENT. OUR GOAL IS TO DO RETAIL AND OFFICE AT THE STREET LEVEL AND THE RESIDENTIAL ABOVE. THIS IS A -- THIS IS A CONCEPT PLAN GENERATED BY AN ARCHITECT TAKING INTO CONSIDERATION ALL OF THE PARAMETERS THAT WE HAVE OFFERED FOR THE DEVELOPMENT OF THE PROPERTY. THIS IS A PLAN WHICH SHOWS WHAT WE ARE TRYING TO ACHIEVE HERE. A DEVELOPMENT ALONG RIVERSIDE DRIVE DOWN TO THE STREET. THE DEVELOPMENT ALONG I-35 TO BE A TWO-STORY OFFICE BUILDING LOCATED AT THE FAR SOUTHERN END. THIS TYPE OF DEVELOPMENT WILL ALLOW US TO GET INTERCONNECTIVITY BETWEEN THE DRIVEWAYS SO THAT ANYBODY EXITING THE SITE CAN HAVE THE OPTION GOING OUT TO RIVERSIDE DRIVE OR I-35. IN YOUR PACKET, WE HAVE MORE -- WHEN YOU

HAVE MORE TIME TO LOOK, THESE ARE EXAMPLES OF OTHER MIXED USE DEVELOPMENTS. THE SAME EXHIBITS THAT WE HAVE BEEN USING FOR THE LAST THREE YEARS ON THIS ZONING CASE. AGAIN MORE MIXED USE DEVELOPMENTS. YOU HEARD MR. GUERNSEY MENTION THE LIST OF CONDITIONS THAT WE ARE WILLING TO PLACE ON THE PROPERTY. YOU HAVE HEARD THE PLANNING COMMISSION'S RECOMMENDATION WITH A VOTE OF 6-1 TO APPROVE THE ZONING AS WE HAVE PRESENTED. AS WELL AS THEIR CONDITIONS IN WHICH WE ARE ACCEPTING. THE 16 CONDITIONS, MR. GUERNSEY HAS READ INTO THE RECORD. WE FILED THE FIRST CASE THREE YEARS AGO, WE HAVE BEEN THROUGH PLANNING COMMISSION TWICE, WE HAVE BEEN THROUGH MEDIATION TWICE, WE ARE HERE BEFORE YOU TODAY ASKING FOR YOUR SUPPORT FOR A COMMERCIAL MIXED USE DEVELOPMENT FOR THIS PROPERTY. AND I'M AVAILABLE IF YOU HAVE ANY QUESTIONS.

Mayor Wynn: THANK YOU, MR. THROWER. BEFORE YOU STEP BACK, AND WE HEAR FROM OTHER FOLKS, LOOKING AT ESPECIALLY THIS -- WHAT BRINGS THIS YOU, IS LOOKING AT THE SLIDE OF THESE OTHER SORT OF SIMILARLY SCALED PROJECTS AROUND TOWN, I'M VERY PLEASED TO SEE HAPPENING AROUND TOWN, ACTUALLY, MANY OF THEM HAVE -- HAVE EITHER IF NOT TAKEN ADVANTAGE OF WHAT'S -- WHAT COUNCILMEMBER MCCRACKEN HAS BROUGHT FORWARD THE WHOLE BMU SORT OF OPPORTUNITY, BUT AT LEAST IN CONCEPT THAT IS -- THAT IS YOU KNOW HAVING THAT SORT OF STYLE OF -- OR CONCEPT AND PARAMETERS OF AFFORDABILITY MIXED INTO THESE UNITS AND MANY OF THEM, IF I'M NOT MISTAKEN, LIKELY HAVE ADOPTED A -- OUR GREEN BUILDING STANDARDS, THINGS LIKE THAT. CAN YOU -- I HAVEN'T HEARD THAT AS PART OF THE PRESENTATION, BUT I WOULD SURE LIKE TO HEAR ANALYSIS OR THE OPPORTUNITY FOR -- FOR, YOU KNOW, SOME LEVEL OF AFFORDABILITY AND WHAT IF ANY SORT OF GREEN BUILDING TECHNIQUES HAVE YOU ALL BEEN CONTEMPLATING AS PART OF THE PROJECT.

MAYOR, IF I MAY, AT THIS TIME, DURING THE TIME THAT THE OPPOSITION IS TALKING, BRING THIS UP WITH MY CLIENT AND ON REBUTTAL MY I ADDRESS THOSE TWO ISSUES?

Mayor Wynn: YOU MAY. FURTHER QUESTIONS OF MR. THROWER, COMMENTS? THANK YOU.

THANK YOU. WE NOW HEAR FROM FOLKS WHO SIGNED UP IN FAVOR OF THE ZONING CASES. SAME FOLKS SIGNED UP FOR BOTH 78 AND 79, I WILL BRING THEM UP AT THE SAME TIME. LARRY SUN DERLAND, WELCOME, LARRY, FOLLOWED BY GALE GOFF. THREE MINUTES.

MAYOR, COUNCILMEMBERS, THANK YOU VERY MUCH, MY NAME IS LARRY SUNDERLAND, I LIVE ON SUMMIT STREET. I'VE BEEN INVOLVED WITH THIS PROBABLY ABOUT THIS ENTIRE THREE YEARS. I'M REALLY EXCITED THAT WE ARE AT A POINT WHERE WE MAY COME TO A DECISION SO WE AS NEIGHBORS CAN SIT DOWN WITH MR. SHULLER AND BUILD A BEAUTIFUL PROJECT IN OUR NEIGHBORHOOD. I REALLY THINK WE ARE THERE. I THINK THAT WE HAVE SPENT ALL OF THIS TIME FIGHTING OVER THE ZONING -- IT'S BEEN A LOT OF -- USEFUL IN THAT A LOT OF THINGS HAVE BEEN BROUGHT UP, WHAT MR. SCHULER AND MR.

THROWER PRESENTED. IF WE DON'T GET PAST THE ZONING PART OF THIS, WE WILL NEVER GET TO THE PART WHERE WE REALLY GET TO SIT DOWN AS NEIGHBORS WITH THEM AND DEVELOP SOMETHING THAT'S REALLY GOING TO ENHANCE OUR NEIGHBORHOOD. SO I'M JUST ASKING YOU TODAY TO COME TO THE DECISION, I LIKE THEIR PROPOSAL. I HAVE ALWAYS LIKED THEIR PROPOSAL. I TRUST MR. SCHULLER. SHE'S BEEN MY NEIGHBOR, WHEN HE HAD TIME INSURANCE DIRECTLY ACROSS THE STREET. HE'S ALWAYS SHOWN AN INTEREST TO WORK WITH THE NEIGHBORHOOD. IF WE GET PAST THIS, I THINK WE WILL HAVE SOMETHING THAT'S REALLY GOING TO ANCHOR EAST RIVERSIDE DRIVE.

Mayor Wynn: THANK YOU MR. SUNDERLAND. THOSE ARE OUR SPEAKERS IN FAVOR OF THE ZONING CASE. WE NOW GO TO FOLKS IN OPPOSITION. FIRST SPEAKER IS GAIL GOFF, WHO I THOUGHT I SAW EARLIER. WELCOME, GALE. LET'S SEE, LINDA LAND HERE? LINDA, WELCOME. TOM ATHY? TOM ATHY. OKAY. HOW ABOUT KAREN NIKADO? SORRY IF I'M MISPRONOUNCING THAT. IN THE ROOM? OR PAUL McGUTHY. PAUL. I ASK. BECAUSE OUR RULES ARE IN ORDER TO DONATE TIME TO A SPEAKER, PEOPLE NEED TO BE PRESENT IN THE -- SO YOU WILL HAVE UP TO NINE MINUTES IF YOU NEED IT, GALE, WELCOME. FOLLOWED BY TONY HOUSE. MAYOR, COUNCILMEMBERS, MY NAME IS GALE GOFF, I'VE OWNED A HOME NEAR THIS PROPERTY FOR 30 YEARS. I'M ONE OF MANY OF MY NEIGHBORHOOD, VERY TIRED OF HEARING HOW -- HOW SINGLE FAMILY HOMES ARE NOT APPROPRIATE FOR THIS TRACT ON THIS CORNER OF I-35 AND THIS CORE TRANSIT CORRIDOR. AND YET WHEN YOU LOOK AT THE SOUTHWEST CORNER OF I-35 AND RIVERSIDE, YOU SEE THE TWO NEW HOMES THAT WERE BUILT WITHIN THE LAST FOUR YEARS ON UNDEVELOPED LOTS. THEY SIT ABOVE THE INTERSECTION, ABOVE THE CARS WHIZZING AROUND FROM THE CORE TRANSIT CORRIDOR ON TO THE FRONTAGE ROAD. NEXT TO THEM ARE THREE HOMES THAT ARE NOW UNDER CONSTRUCTION. KEEP GOING THROUGH. THE -- I DOUBT THAT THE HOME BUILDERS OF THESE HOMES, ANY OF THESE HOMES, WOULD CONSIDER THEIR EFFORTS UNSUITABLE, MUCH LESS UNPROFITABLE. WHAT'S ON THE WEST SIDE OF I-35, ON THE CORE TRANSIT CORRIDOR IS JUST AS FITTING FOR WHAT'S EAST WHERE THE NEIGHBORHOOD OF SINGLE FAMILY HOMES CONTINUES. INDEED THE GROUP OF HOMES BOTH WEST AND EAST ARE SERVED BY THE VERY SAME NEIGHBORHOOD ASSOCIATION. AND NOW I NEED TO GO TO THIS MAP. THIS MAP I HOPE WILL ILLUSTRATE FOR YOU MORE CLEARLY EXACTLY, BUT I-35 IS RUNNING THIS DIRECTION, RIVERSIDE DRIVE COMING ALONG HERE, TXDOT IS RIGHT ON THE CORNER, THAT WILL CONTINUE TO BE THERE. THIS MAP ILLUSTRATES WHAT COMPATIBILITY STANDARDS ALLOW. SINCE ALL OF YOU MENTIONED AT ONE POINTS IN TIME WHAT YOU BELIEVE IN CONTINUING TO SUPPORT THE COMPATIBILITY STANDARDS TO PROTECT OUR HOMES AND OUR HOMEOWNERS, YOU CAN SEE THAT -- KIND OF HOW THEY LAY OUT ON THIS MAP BY COLOR. THIS WAS NEVER INTENDED TO BE COMMERCIAL. THIS PROPERTY EAST OF THE OLD WOULD..... WYATT WAS THE REMAINING PROPERTY AFTER THE CALDWELL AND THOMAS HOME WERE CONDEMNED. THE PROPERTY LEFT OVER AFTER HAS CONDEMNATION. THIS PROPERTY ALONG HERE WAS TO SERVE AS A BUFFER FOR THE NEIGHBORHOOD THAT'S RIGHT HERE BEHIND IT. JUST AS IT HAS BEEN DONE ALONG OTHER

ROADWAYS. WHERE HOMES HAVE BEEN TAKEN. INDEED ON THE OTHER SIDE OF RIVERSIDE DRIVE, THE WEST OF I-35, THE SAME THING WAS DONE TO PROTECT THE HOMES ALONG EDGE CLIFF. THE MAP SHOWS HOW NARROW THE PROPERTY IS. AND SHOWS HOW -- IS THAT 9?

Mayor Wynn: IS THAT 9?

3.

Mayor Wynn: SORRY. PLEASE SET THE CLOCK FOR SIX MORE.

I REALLY DON'T HAVE THAT MUCH TO SAY. I KNOW. SO IF YOU LOOK AT THIS, YOU CAN SEE THAT THE LO PORTION OF THIS IS BARELY 200 FEET AT ITS WIDEST@&C @&Cu THIS -- THIS IS THE FOOTPRINT RIGHT HERE OF THE EXISTING HOME THAT'S BEING USED FOR AN OFFICE. AND THE OTHER EXISTING HOME THAT'S BEING USED FOR AN OFFICE. THIS IS HOW MUCH SPACE THOSE TWO HOMES TAKE UP. RIGHT HERE IS 160 FEET, MAYBE -- THIS WESTERN PORTION 125 FEET AT THE WIDEST. THE -- THE GREEN ILLUSTRATION HERE SHOWS THE 25-FOOT SETBACK IN WHICH NO STRUCTURES CAN BE BUILT. THE BLUE INDICATES THE PORTION THAT ALLOWS HEIGHTS UP TO 30 FEET. AND THE PINK ALLOWS HEIGHTS UP TO 40 FEET. SO THAT SHOWS YOU WHAT THERE IS TO WORK WITH HERE. THIS IS -- YOU KNOW, LEFT OVER PROPERTY THAT WAS INTENDED AS A BUFFER AND INTENDED TO PROTECT THIS ESTABLISHED NEIGHBORHOOD. THE KEY ISSUES FOR THIS PROJECT IS THAT BASICALLY THE PROJECT AS PRESENTED CAN'T BE BUILT AND MEET CAPABILITY REQUIREMENTS. THE APPLICANT IS PROPOSING EXCAVATING THE HILL. I MEAN THIS IS A HUGE THING. THIS IS THE TEXAS HILL COUNTRY AND THIS IS PART OF IT. IT'S A SIGNIFICANT AUSTIN LANDMARK AND I-35 WAS INTENTIONALLY DIRECTED AROUND THIS CURVE HERE WHEN IT WAS BUILT. THAT'S HOW MUCH OF A LANDMARK IT WAS. THE HOMES ON THE HILL AND BEHIND IT WILL BE IMPACTED PHYSICALLY AND ECONOMICALLY BY EXCAVATION. THERE HAVE BEEN NO STUDIES DONE TO SEE WHETHER OR NOT THAT IS EVEN A FEASIBLE THING TO DO. YOU KNOW, THE HILL IS FULL OF ARTIFACTS, IT'S BEEN AN INDIAN ENCAMPMENT FOR THOUSANDS OF CENTURIES AGO. IT'S A HISTORIC BLUFF. IT NEEDS TO NOT BE -- BE DECIMATED. AND I WOULD ASK YOU TO CONSIDER ALL OF THIS AND PLEASE ASK QUESTIONS ABOUT WHAT'S GOING ON BE HAPPENING HERE. THANK YOU.

Mayor Wynn: THANK YOU, GALE. OUR NEXT SPEAKER IS TONY HOUSE, WELCOME, TONIGHT NEERKS IS JEFF TAYLOR IN THE ROOM? JEFF, WELCOME. JOHN LACARIA? M.J.S ON.....J.OSGOOD. YOU HAVE 12 MINUTES IF YOU NEED IT, THAT WILL TAKE US TO OUR BREAK.

THANK YOU, I DON'T THINK THAT I WILL NEED THAT MUCH. GOOD EVENING MAYOR, MAYOR PRO TEM, COUNCILMEMBERS. MY NAME IS TONI HOUSE, CO-VICE-PRESIDENT OF SOUTH REFER CITY NEIGHBORHOODS ASSOCIATION. A MEMBER OF THE EROC PLANNING TEAM, A RESIDENT OF THE RIVERSIDE NEIGHBORHOOD PLANNING AREA FOR APPROXIMATELY 20

YEARS. THANK YOU FOR OPPORTUNITY TO SPEAK TONIGHT. AGAIN I ASK YOU TO SUPPORT THE EROC NEIGHBORHOOD PLANS VISIONS AND GOALS AND MAKE SURE THAT IT'S REDEVELOPED TO ADDRESS THE CONCERNS IDENTIFIED IN THE NEIGHBORHOOD PLAN SURVEYS, DENY APPLICANT'S ZONING REQUEST. STAKEHOLDERS WERE CLEAR IN THEIR SURVEY RESPONSES AND DISCUSSIONS WITH STAFF THAT SINGLE FAMILY NEIGHBORHOODS SHOULD BE PROTECTED. PARTICIPANTS SUPPORTED TRANSITIONAL ZONING ALONG NEIGHBORHOOD BORDERS FOR THAT REASON. DURING THE HEARINGS ON THE E. EROC NEIGHBORHOOD PLAN COUNCIL ACKNOWLEDGED EROC SUFFERS FROM A LACK OF BALANCE AND LAND USE. THIS IS PARTICULARLY ACUTE IN THE RIVERSIDE NPA. WE ARE ASKING THAT YOU REMOVE EVEN MORE OFFICE ZONING FROM OUR AREA. WE NEED THE EMPLOYMENT OPPORTUNITIES OFFICE PROVIDES. APPLICANTS REQUESTED UP ZONINGS DO NOT REPRESENT THE FUTURE LAND USE THAT STAKEHOLDERS SUPPORTED IN THE PLANNING SURVEYS AND ZONING MEETINGS. RESPONDENTS TO EVERY EROC NEIGHBORHOOD PLAN SURVEY OVERWHELMINGLY SUPPORTED RETAINING THE EXISTING ZONING. STAKEHOLDERS DECISION GUARANTEES A BALANCED LAND USE AND RETAINS THE TRANSITIONAL ZONING THAT IS NECESSARY TO PROTECT RESIDENTIAL NEIGHBORHOOD. THESE TRACTS ARE CRITICAL TO PROTECTING RIVERSIDE'S ONLY SINGLE FAMILY NEIGHBORHOOD. OTHER NEIGHBORHOODS RECEIVE ADDITIONAL GREEN SPACE IN RETURN FOR EXCESSIVE HEIGHT AND DENSITY, BUT THAT HAS NOT BEEN THE CASE IN THE RIVERSIDE NPA. EVERY THOUGH THE RIVERSIDE PLANNING AREA IS THE SECOND MOST DENSELY POPULATED NEIGHBORHOOD IN THE CITY, WE HAVE A TINY 3% OF GREEN SPACE. THE NATIONAL RECREATION AND PARKS ASSOCIATION RECOMMENDS 10-ACRES OF PARKLAND PER 1,000 RESIDENTS. WE HAVE LESS THAN HALF AN ACRE PER THOUSAND RESIDENTS WITH NO CHANCE OF RECEIVING ANY ADDITIONAL FUNCTIONAL PARKLAND. OUR NEIGHBORHOOD HAS NO CHOICE BUT TO RELY ON SF 3 ZONING FOR GREEN SPACE. EVERY TIME SF 3 ZONING IS PAVED OVER, WE LOSE VALUABLE GREEN INFRASTRUCTURE AND ITS MANY BENEFITS. DURING TORRENTIAL AND HEAVY RAINS, FLOODING OF THE SOUTHEAST INTERSECTION OF RIVERSIDE AND I-35 HAS BEEN SO DEEP THAT POLICE HAVE HAD TO DIRECT TRAFFIC AROUND THE AREA. APPLICANT HAS STATED THAT HE WILL PAY FEES IN LIEU OF RATHER THAN PROVIDE ALL ON SITE WATER CROALT..... QUALITY CONTROLS AND NECESSARY WATER RETENTION, DRAMATICALLY INCREASING THE IMPERVIOUS COVER AT THIS SITE WILL RESULT IN MORE FREQUENT AND DANGEROUS FLOODING. STAFF DOES NOT RECOMMEND THE INDUSTRIAL ZONING, ACCORDING TO CITY CODE THE PURPOSES OF THE INDUSTRIAL DISTRICT DESIGNATION ARE TO: RESERVE AREAS FOR INDUSTRIAL USE AND PROTECT THE USES FROM INTRUSION BY DWELLINGS AND OTHER INCOMPATIBLE USES. THESE PROPERTIES ABUT OCCUPIED SINGLE FAMILY HOMES. THE NEIGHBORHOOD PLANNING PROCESS WAS AN EFFORT TO MATCH LAND USE WITH ZONING. ALLOWING APPLICANT THE SPECIAL PRIVILEGE SOLELY TO OBTAIN A MORE FAVORABLE SETBACK FLIES IN THE FACE OF THAT PLANNING GOAL. THE CURRENT ZONING OF LO-SF 3 ON RIVERSIDE DRIVE PORTION IS AN APPROPRIATE TRANSITION TO THE NEIGHBORHOOD. ACCORDING TO CODE, SITE DEVELOPMENT REGULATIONS AND PERFORMANCE STANDARDS APPLICABLE TO AN LO DISTRICT USE ARE DESIGNED TO ENSURE THAT THE USE IS

COMPATIBLE AND COMPLIMENTARY IN SCALE AND APPEARANCE WITH THE RESIDENTIAL ENVIRONMENT. I HAVE LISTENED TO COUNCIL AND MULTIPLE ZONING CASES TELL RESIDENTS OF OTHER NEIGHBORHOODS HOW MUCH YOU VALUE THEIR SINGLE FAMILY NEIGHBORHOODS AND YOU AGREE THAT THEY MUST BE PROTECTED. COUNCIL HAS SUPPORTED OTHER NEIGHBORHOODS A CONDITIONAL OVERLAYS ALONG THEIR ROADWAYS, INCLUDING CTC'S THAT SPECIFICALLY PROVIDE PROTECTION FOR AND BUFFER THEIR ESTABLISHED NEIGHBORHOODS FROM ENCROACHMENT BY COMMERCIAL AND HIGH DENSITY DEVELOPMENT. APPLICANT HAS BEEN ADAMANT THAT HE WILL NOT COMPLY WITH COMPATIBILITY STANDARDS. RELYING ON COMPATIBILITY STANDARDS TO PROTECT OUR HOMES, OUR MOST IMPORTANT INVESTMENT, IS NOT BEING OBSTRUCTIONIST OR ANTI-DEVELOPMENT. WHEN COUNCIL APPROVES AN UP ZONING, BASED ON A PROJECT, THAT CANNOT BE BUILT IN COMPLIANCE WITH CITY CODE, YOU SEND THE WRONG MESSAGE TO THE BOARD OF ADJUSTMENTS. IN FACT, COUNCILMEMBER MCCRACKEN, DURING THE MARCH 2nd PRESENTATION BY CHRIS DIRKSON OF CLARION ASSOCIATES, THE CITY'S PAID CONSULTANT ON COMMERCIAL DESIGN GUIDELINES, YOU STATED I'M GLAD THAT YOU LOOKED AT OUR COMPATIBILITY STANDARDS. THEY HAVE BEEN CRITICAL IN PROTECTING PROPERTY OWNERS AND THEIR PROPERTY VALUES AND THE INTEGRITY OF THEIR NEIGHBORHOODS. MR. DIRKSON ALSO ADVISED YOU THAT PROTECTIVE BUFFERS BETWEEN COMMERCIAL DEVELOPMENT, ESPECIALLY MIXED USE DEVELOPMENT IN RESIDENTIAL NEIGHBORHOODS ARE NECESSARY, NOT JUST DESIRABLE, BUT NECESSARY. TO SINGLE OUT MY NEIGHBORHOOD AS NOT BEING WORTHY OF THE SAME PROTECTIONS PROVIDED OTHER NEIGHBORHOODS IS WRONG. IF YOU GRANT THESE UPZONINGS, YOU WILL BE SENDING A CLEAR MESSAGE TO EVERY WORKING CLASS NEIGHBORHOOD THROUGHOUT THE CITY. THAT THE PROTECTION OF SINGLE FAMILY NEIGHBORHOODS, SPECIFICALLY PROVIDED FOR IN THE CODE, IS SOLELY FOR THE PROTECTION OF AFFLUENT NEIGHBORHOODS THAT YOU DON'T CONSIDER OUR NEIGHBORHOODS ENTITLED TO EQUAL TREATMENT. PLEASE, SUPPORT EROC'S PRIMARY GOAL OF PROTECTING ITS FEW REMAINING SINGLE FAMILY NEIGHBORHOODS. AND DENY APPLICANT'S REQUEST. THERE CERTAINLY IS NO REASON TO PUT INDUSTRIAL ZONING ABUTTING SINGLE FAMILY HOMES. APPLICANT'S PROJECT DOES NOT COMPLY WITH COMPATIBILITY STANDARDS, IS NOT SUPPORTED BY EROC STAKEHOLDER AND SHOULD BE DENIED. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, MS. HOUSE. THANKS YOU, TONI. FOLKS, THAT TAKES US TO OUR 5:30 BREAK FOR LIVE MUSIC AND PROCLAMATIONS. WE WILL NOTE THAT CHRIS IF HER WILL BE NEXT, FOLLOWED BY LORRAINE ATTARTON. I WILL BE OUT HERE LISTENING AND INTRODUCING AND THEN HAVE A TRUNK INDICATED VERSION OF PROCLAMATIONS. THE COUNCIL WILL BE BACK IN CLOSED SESSION PURSUANT TO SECTION 551.072 OF THE OPEN MEETINGS ACT, TAKING UP AGENDA ITEM NO. 63, WHICH IS A REAL ESTATE MATTER REGARDING THE SEAHOLM POWER PLANT. AS SOON AS I COMPLETE THE PROCLAMATIONS OUT HERE, THEY WILL BE FINISHING THAT, WE WILL COME BACK OUT AND FINISH THIS PUBLIC HEARING.

[INDISCERNIBLE]

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Mayor Wynn: YOU WILL BE ALLOWED TO AS WILL EVERYBODY ELSE. THANK YOU, DANIEL. COUNCIL IS NOW IN CLOSED SESSION WHILE I AM HERE FOR LIVE MUSIC AND PROCLAMATIONS. THANK YOU. TRUNCATED,

Mayor Wynn: ARE YOU READY? SOUND CHECK IS OKAY?

YEP. IT'S RIGHT THERE.

Mayor Wynn: ALL RIGHT. OBJECT, FOLKS, WELCOME TO OUR WEEKLY LIVE MUSIC GIG HERE AT THE AUSTIN CITY COUNCIL MEETING. JOINING US TODAY IS DOUG MORELAND, A TEXAS BASED LAND LEADER, FIDDLER, SONG WRITER, COMEDIAN, YES, CHAIN SAW WOOD CARVER. HIS SOUND COMBINES ELEMENTS OF DANCE HALL, HONKY TONK, WESTERN SWING TO CREATE HIS OWN GREAT BRAND OF COUNTRY MUSIC. APPEARED ON A NUMBER OF NATIONALLY TELEVISED SHOWS, INCLUDING THE TONIGHT SHOW WITH JAY LENO, DISCOVERY CHANNEL, OPENED FOR BANDS SUCH AS WILLIE NELSON, ASLEEP AT THE WHEEL AND JUNIOR BROWN. HIS LATEST SELF TITLED RELEASE IS CURRENTLY RISING ON THE TEXAS MUSIC CHARTS. PLEASE JOIN ME IN WELCOMING A MAN OF MANY TALENT, A SAM AND BOB REGULAR,.

THANK YOU, WILL. THIS IS A SONG THAT I WROTE RIGHT HERE IN -- IN -- ON THE STREET RIGHT HERE ON CONGRESS I THINK, I WAS DRIVING DOWN AND CAME UP WITH THE IDEA. [(music) MUSIC PLAYING (music)(music)] [(music) SINGING (music)(music)] [(music) MUSIC PLAYING (music)(music)]

CELEBRATE MY BIRTHDAY, I HAVE TWO TIMES TO CELEBRATE EACH YEAR.

Mayor Wynn: WHERE CAN WE GET THE NEW RELEASE.

WATERLOO RECORD, MY WEBSITE, THERE'S ALL SORTS OF LINKS, YOU MIGHT FIND THE AT WAL-MART I DON'T THINK.

www.dougmoreland.com.

AND THERE'S A WHOLE BUNCH OF LIRCHGS ON THERE TO LONE STAR -- LINKS TO LONE STAR MUSIC.

WHERE IS THE NEXT GIG.

WE WILL BE AT CONTINENTAL CLUB ON THE 22nd WHICH IS A MONDAY. PERFECT.

THAT'S GREAT.

THAT'S THE CLOSEST AUSTIN GIG. NEXT WEEK WE ARE COLLEGE STATION AND HOUSTON AND DALLAS AND THE MOON I THINK [LAUGHTER] WHAT IT FEELS LIKE. WE HAVE BEEN DRIVING EVERYWHERE THE PAST FEW WEEKS.

WE LOOK FORWARD TO HAVING YOU BACK, IF YOU ARE DRIVING THROUGH DOWNTOWN MANHACA YOU CAN SEE SOME OF DOUG'S ART. BY THE WAY, OF COURSE WE HAVE A CALL FOR NEW ART IN CITY HALL HERE, WE EXPECT TO SEE DOUG MORELAND CHAIN SAW ART SOON.

I NEED THE WORK.

HE'S BEEN TALKING ABOUT IT ALL DAY, BUT NOT OFFICIAL UNTIL WE DO THIS. THE PROCLAMATION READS: BE IT KNOWN THAT WHEREAS THE LOCAL MUSIC COMMUNITY MAKES MANY CONTRIBUTIONS TOWARDS THE DEVELOPMENT OF AUSTIN'S SOCIAL, ECONOMIC, CULTURAL DIVERSITY WHEREAS THE DEDICATED EFFORTS OF ARTISTS FURTHER OUR STATUS AT THE LIVE MUSIC CAPITOL OF THE WORLD, I WILL WYNN DO HEREBY PROCLAIM TODAY JANUARY 11th, 2007 AS DOUG MORELAND DAY IN AUSTIN, TEXAS, CALL ON ALL CITIZENS TO JOIN ME IN CONGRATULATING THIS GREAT TALENT.

THANK YOU VERY MUCH. [APPLAUSE]

THANK YOU ALL VERY MUCH.

WHILE THEY BREAK DOWN, WE ARE GOING TO USE THIS PODIUM FOR TWO PROCLAMATIONS. DISTINGUISHED SERVICE AWARD, AND A APPLICATION. WITH THAT I WILL TURN THE PODIUM OVER TO COUNCILMEMBER BREWSTER MCCRACKEN.

ACTUALLY, GET THE WHOLE FAMILY UP HERE. I WANTED TO BE PART OF -- OF THIS NEXT -- NEXT TRIBUTE TO ONE TO ONE OF THE GREATEST GUYS -- I'M CONVINCED TOM MEDDERS -- [INDISCERNIBLE] I CAN SAY THAT, SOME OF YOU ALL MAY GO HUH. BUT TOM GREW UP IN SOUTH TEXAS. I GREW UP IN SOUTH TEXAS. TOM GREW UP SURFING ON PADRE ISLAND PLAYING GUITAR. I GREW UP SURFING ON PADRE ISLAND PLAYING GUITAR. TYPICALLY THAT MEANS BETTY EDGEMOND'S COMMENTS ALL OF THE THINGS THAT YOUR PARENTS WEREN'T TO KNOW. THIS IS WHERE TOM'S LIFE TOOK A TURN THAT IS SOMETHING THAT MANY OF YOU ALL MAY NOT KNOW. HE HAD HIS BACHELOR OF BUSINESS ADMINISTRATION FROM SAM HOUSTON STATE AND THEN HE ACTUALLY ATTENDED SMU BUSINESS SCHOOL. SO, YOU KNOW, GOD THAT'S NOT THE MEDDERS I KNEW. BUT WHAT HAPPENS HE CAME TO AUSTIN AT THAT POINT AND HE WORKED FOR THE WATER UTILITY FOR 22 YEARS. BUT A LOT OF US KNOW HIM NOT THROUGH HIS WORK, WE KNOW TOM FOR WHAT AN AMAZING GUY HE

WAS. A LOT OF US IN POLITICS, HE WAS ONE OF THOSE GUYS ALWAYS THERE TO PUT UP THE BIG SIGNS, CHEER YOU UP, MAKE YOU WORK HARDER, BUT ALSO TOM WASN'T JUST INVOLVED IN -- IN DEMOCRATIC POLITICS AND CITY POLITICS HERE LOCALLY. ALTHOUGH THANK GOODNESS HE WAS, BUT HE WAS ALSO A VOLUNTEER FOR MEALS ON WHEELS. AS YOU ALL, MOST OF YOU ALL KNOW, HE PASSED AWAY VERY PREMATURELY PAST NOVEMBER. SURVIVED BY HIS BROTHER KENT HERE TONIGHT TO ACCEPT THE WORD POST HUMOUSLY ON TOM'S BEHALF. ALSO SURVIVED BY DENISE, HERE'S WHERE THE MEDDERS FAMILY, I LOVE THE FAMILY BECAUSE KEN IS FROM BRYAN, TOM'S SISTER DEBORAH FROM MARTHA'S VINEYARD, A YANKEE AND AN AGGIE IN THE SAME FAMILY. THEN IT WAS TOM -- ALL RIGHT. THERE WE GO MAN. AND THEN FEANCE SAY NORMA AGUIRRA, WE ARE JUST ALL SO GRATEFUL FOR EVERYTHING THAT YOUR BROTHER DID TO MAKE THE CITY OF AUSTIN NOT JUST THIS ORGANIZATION, BUT THE ENTIRE COMMUNITY OF AUSTIN A BETTER PLACE. WE MISS HIM, KENNY, THANKS. [APPLAUSE]

ON BEHALF OF TOM AND I KNOW THAT HE'S WITH US AND ON BEHALF OF THE FAMILY, WE WOULD LIKE TO THANK EACH AND EVERY ONE. HE DID POUR A LOT OF HIS LIFE INTO THE CITY OF AUSTIN. HE -- HE LIKED THIS PLACE. FOR THE CITY EMPLOYEES, I SERVED ON THE CITY RETIREMENT BOARD BACK IN THE '80S HERE AT THE CITY OF AUSTIN, TOMMY WAS VERY INSTRUMENTAL I THINK IN GETTING YOUR MULTIPLIER WHERE IT IS TODAY. I KNOW THAT HE'S WITH US, I DO THANK YOU, GOD BLESS. [APPLAUSE]

KNOWING TOM HE'S PROBABLY WATCHING US. MY NAME IS [INDISCERNIBLE] I'M THE ACTING DIRECTOR FOR AUSTIN WATER UTILITY. I HAD THE PRIVILEGE OF WORKING WITH TOM FOR -- FOR MANY YEARS. TOM WAS A GREAT GUY, A COMPASSIONATE, KIND MAN, HE WILL BE REMEMBERED, HE WILL ALWAYS BE REMEMBERED FOR HIS KINDNESS, HIS PASSION FOR HELPING OTHERS, FOR ALL OF HIS CONTRIBUTIONS TO THE AUSTIN WATER UTILITY FOR 22 YEARS AND THEN SOME. HE'S MADE A LOT OF CONTRIBUTIONS OVER THE YEARS FOR THE UTILITY FOR THE CITIZENS OF AUSTIN, HE VERY PROUDLY SERVED THE CITIZENS OF AUSTIN FOR MANY YEARS. ON BEHALF OF ALL OF OUR EMPLOYEES, WE WOULD LIKE THE MEDDERS FAMILY TO KNOW THAT WE ARE VERY THANKFUL FOR HIS PUBLIC SERVICE, FOR EVERYTHING THAT HE'S DONE WITH THE UTILITY, ESPECIALLY FOR BEING A SFREND. WE ARE -- WE ARE GOING TO MISS HIM. THANK YOU.

Futrell: I WOULD JUST LIKE TO CLOSE WITH A FEW WORDS BEFORE WE GAVE THE PROCLAMATION FOR TOMORROW. OF COURSE MY COUNCILMEMBER HAS STOLEN ALL OF MY GOOD STORIES ABOUT SURFING AND GUITAR PLAYING.

I THINK WE HAVE STORIES LIKE WE DO, TOO.

Futrell: BUT TOM WAS ONE OF MANY EXTRAORDINARY CITY EMPLOYEES WHO SERVE YOU DAY IN AND DAY OUT. SPENT A LONG CAREER WITH THE CITY OF AUSTIN. I THINK THE PHRASE THAT I WOULD LIKE TO LEAVE YOU WITH IS PEOPLE TALK ABOUT TOM, THEY TALK ABOUT TOM AS BEING A LARGER THAN LIFE PERSONALITY. HE WAS CARING AND WELL

LOVED. HE CARED FOR THE PEOPLE HE WORKED WITH AND FOR. HE CARED FOR THE PEOPLE HE VOLUNTEERED WITH AND FOR. HE CARED FOR THE HOMELESS IN THIS COMMUNITY. HE SERVED WITH MEALS ON WHEELS. HE CARED FOR THIS COMMUNITY DEEPLY AS WELL AS TO OUR ORGANIZATION. AND HE WAS TRULY A REPRESENTATIVE, THE KIND OF EMPLOYEE THAT YOU HAVE IN THIS ORGANIZATION AND WE OWE TOM A GREAT DEAL OF GRATITUDE FOR THE SERVICE THAT HE'S GIVEN OUR COMMUNITY. I WOULD JUST LIKE TO THANK YOU, ALSO, FROM THE BOTTOM OF MY HEART FOR THE SERVICE THAT TOM GAVE THIS COMMUNITY. THANK YOU. [APPLAUSE]

McCracken: SO NOW WE HAVE THE DISTINGUISHED SERVICE AWARD IN MEMORY YUM FOR HAVING BEEN A DEDICATED EMPLOYEE OF THE AUSTIN WATER UTILITY FOR 22 YEARS, FOR HAVING SERVED THE STATE-WIDE TEXAS WATER UTILITY SESSION FOR AN OFFICER FOR ALMOST AS LONG, FOR HAVING SHARED HIS KNOWLEDGE BY TEACHING CLASSES THROUGH THE VET ASSOCIATION AND TEXAS A&M EXTENSION SERVICE AND GIVING GENEROUSLY OF HIS FREE TIME BY DELIVERING MEALS ON WHEELS AND SUPPORTING VARIOUS POLITICAL CAMPAIGNS, THOMAS TOM MEDDERS WAS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. THIS WAS PRESENTED IN HIS HONOR OF HIS CONTRIBUTIONS TO OUR CITY BOTH AS AN EMPLOYEE AND AS A CITIZEN AND AS AN ALL AROUND GREAT GUY. IT WAS IS WITH GRATITUDE THIS IS PRESENT UNDERSTAND THE 11 DAY OF JANUARY 2007, FROM THE CITY COUNCIL OF AUSTIN, TEXAS, MAYOR WILL WYNN. [APPLAUSE]

Martinez: WE HAVE A PROCLAMATION THIS EVENING. AS YOU KNOW AUSTIN HAS AN AMAZING ARTS COMMUNITY, IT GIVES ME GREAT PLEASURE TO PRESENT A RECOGNITION TONIGHT FOR AN ARTIST WHO HAS BEEN IN AUSTIN FOR OVER 50 YEARS. SO WE WOULD LIKE TO RECOGNIZE AUSTIN ARTIST AND SCULPTOR ISHMAIL SOTO DURING HIS 50 YEAR ART CAREER HE'S TAUGHT MANY STUDENTS AT AUSTIN THROUGH U.T. AND AUSTIN COMMUNITY COLLEGE, NEXT FRIDAY, JANUARY THE 18th, WILL BE THE OPENING OF HIS EXHIBIT AT MEXIC-ARTE MUSEUM, 7:30 P.M. AND THE EXHIBIT IS GOING TO BE CALLED VESSELS AND INSPIRATIONS, CERAMIC AND CULTURE WORKS OF MR. SOTO, WE ARE HERE TO RECOGNIZE HERE TODAY, ALSO A BOARD MEMBER OF MEXIC-ARTE MUSEUM, MS. FLORES, I WOULD LIKE TO ASK YOU IF YOU WANTED TO SAY A COUPLE OF WORDS BEFORE WE READ THE PROCLAMATION.

I WOULD LIKE TO THANK THE -- THE CITY OF AUSTIN, COUNCILMEMBER MARTINEZ FOR MAKING THIS HAPPEN. I THINK THAT IT'S -- IT HAS BEEN IN THE MAKING FOR 50 YEARS, YOU KNOW, AND -- AND ISHMAIL SOTO IS A WONDERFUL ARTIST. HE'S INFLUENCED MANY, MANY ARTISTS HERE IN AUSTIN AND THROUGHOUT TEXAS. I THINK A LOT OF HIS STUDENTS THROUGHOUT THE UNITED STATES. IN TALKING -- I HAVE KNOWN ISHMAIL FOR PROBABLY 20 YEARS OR SO NOW. AND HE DOES WONDERFUL WORK AND I THINK THAT HE'S A VERY -- VERY KIND OF PERSON THAT KIND OF KEEPS TO HIMSELF, BUT AT THE SAME TIME HE GIVES A LOT TO ARTISTS AND TO THE STUDENTS AND THAT'S WHY A LOT OF US IN THE PUBLIC REALLY HAVE NOT KNOWN ABOUT HIM. WITH THE EXHIBITION THAT WE ARE GOING TO BE SHOWING AT MEXIC-ARTE, OPENING ACTUALLY ON THE 19th, YOU WILL GET TO SEE A LOT

OF HIS WORK THAT HE'S PRODUCED OVER 50 YEARS. I THINK THAT IT'S WELL OVERDUE THAT WE DO THIS RECOGNITION OF ISHMAIL AND THE WONDERFUL WORK THAT HE'S DONE AS AN ARTIST AND EDUCATOR. I'M PROUD TO KNOW HIM AND SEEN HIS DEVELOPMENT THROUGHOUT THE SHORT TIME THAT I HAVE KNOWN HIM. [APPLAUSE]

DO YOU WANT TO SAY ANYTHING? ST. MARY'S FOR THOSE.

Martinez: FOR THOSE OF YOU WHO AREN'T AWARE, SHE IS THE DIRECTOR OF THE MEXIC-ARTE MUSEUM, OBVIOUSLY SHE'S COMMITTED AND FOR MANY, MANY YEARS, I HAVE A FEELING ONE DAY WE WILL BE HONORING HER IN THE SAME VEIN. I WANT TO READ THIS PROCLAMATION, WHEREAS ISSUE ISHMAIL IS A NATIVE AUSTINITE WHO STUDIED AND TAUGHT ART BOTH AT THE UNIVERSITY OF TEXAS AND AUSTIN COMMUNITY COLLEGE, HIS POTTERY AND SCULPTURE WIDELY RECOGNIZED, HIS IMPACT ON STUDENTS HAS BEEN SIGNIFICANT. WHEREAS MEXIC-ARTE MUSEUM IS PRESENTING AN EXHIBITION OF WORKS REPRESENTATIVE OF HIS 50 YEARS ENTITLED VESSELS IN INSPIRATION, WHICH RUNS FROM JANUARY 19th THROUGH APRIL THE 1st. WHEREAS AN ACCOMPANYING EXHIBIT FEATURES THE WORK OF MR. SOTO'S STUDENTS AND OTHER ARTISTS FROM WHOM HE'S WORKED AND INFLUENCED IN THEIR ARTISTIC PURSUITS. NOW, I WILL WYNN MAYOR OF THE CITY OF AUSTIN, ON DO HEREBY PROCLAIM JANUARY 19th, 2007 AS ISHMAIL SOT O'DAY IN AUSTIN, TEXAS.

THANK YOU. [APPLAUSE]

WHEN THE BAND WAS SINGING HOME SWEET HOME I FELT RIGHT AT HOME. THIS IS HOME, BORN AND RAISED HERE, I'M YOUR NATIVE SON. I WANT TO THANK SYLVIA MOST OF ALL, BOY SHE GOT ME IN A HEAP OF TROUBLE. LAST YEAR SHE SAID LET'S HAVE A RETROSPECTIVE, I DON'T KNOW HOW MUCH WORK THAT WAS GOING TO BE. LAST WEEK SHE SAID I'M GOING TO SEE IF THE CITY COUNCIL WILL OFFER YOU A PROCLAMATION. OKAY, WHAT'S THAT? AND SHE SAID JUST BE THERE. AND YOU WILL FIND OUT. [LAUGHTER] SO SYLVIA THANK YOU, I WANT TO THANK THE CITY COUNCIL. FOR THE PROCLAMATION. AND I WOULD ALSO LIKE TO -- FOR THE PEOPLE HERE TO KNOW HOW MANY ARTISTS ARE HERE BECAUSE THIS CITY OF AUSTIN IS -- WE ARE TEEMING WITH ARTISTS. THIS BUILDING SOMEHOW OR ANOTHER MUST HAVE HAD A FINE ARCHITECT DESIGN IT. I REALLY LIKE IT. YOU HAVE WONDERFUL CHAMBERS TO WORK IN. I THINK IT'S DUE TO THE ART, ARTISTS THAT WE HAVE HERE IN AUSTIN. I WOULD LIKE TO FOR -- FOR THE PEOPLE HERE TO RECOGNIZE AND KNOW SOME OF THE ARTISTS THAT ARE HERE TONIGHT. WOULD YOU ALL PLEASE STAND, DON'T BE SHY. ARTISTS ARE VERY SHY. [APPLAUSE]

WANT TO TAKE A PICTURE NOW OF ALL OF THE ARTISTS.

EVERYBODY THAT CAME.

I DO HAVE THREE CHILDREN AND A WIFE HERE. WOULD YOU ALL LIKE TO STAND UP, LET'S

HAVE EVERYBODY UP HERE, SYLVIA WANTS TO TAKE A PICTURE OF EVERYBODY.

JUST COME OVER HERE. WE WILL GET EVERYBODY OVER HERE. WOULD EVERYBODY COME UP, WE WANT TO TAKE A BIG GROUP PICTURE. I THINK THIS IS A VERY IMPORTANT MOMENT. TEST TEST TEST TEST TEST TEST REAL ESTATE MATTERS RELATED TO C HOME POWER PLANT. NOTICES WERE MADE. I APPRECIATE EVERYBODY'S 'S PATIENCE. COUNCIL, SINCE WE'RE PAST 6:00 WE.....6:00 WE CAN NOW TAKE UP THE POSTPONEMENT OF OUR POSTED PUBLIC HEARINGS AND I HOPE STAFF IS LISTENING BECAUSE I THINK I HAVE THIS GREAT. THE STAFF RECOMMENDATION COUNCIL IS TO POSTPONE ITEM NO. 83 UNTIL JANUARY 25TH, 2007, ITEM 85 WILL BE POSTPONED -- THERE'S NO DOUBT SHOWN. RECOMMENDATION ON THE POSTPONEMENT DATE FOR ITEM NO. 85. NOT HEARING ANY STAFF RECOMMENDATION. WHY DON'T WE RANDOMLY SAY FEBRUARY 1, 2007 AND ITEM NO. 87, A POSTPONEMENT TO FEBRUARY 15, 2007. I'LL ENTERTAIN THAT MOTION.

MOTION MADE BY COUNCIL MEMBER MCCRACKEN, SECONDED BY COUNCIL MEMBER COLE FOR THESE THREE PUBLIC HEARING POSTPONE MENTS, 83, 85 AND 87. AND YOU.....87. ALL IN FAVOR PLEASE SAY AYE. OPPOSED, MOTION PASSES ON A VOTE OF 6-0, COUNCIL MEMBER KIM TEMPORARILY OFF THE DAIS. SO A FEW FOLKS CAN GO HOME. IF YOU REMEMBER, COUNCIL, WE WERE IN THE MIDDLE OF OUR PUBLIC HEARING ON THE COMBINED ZONING CASE, ITEM 78, 79. WE HAD HAD OUR APPLICANT FIVE-MINUTE PRESENTATION. WE HAD HEARD FROM THE CITIZEN IN FAVOR AND NOW WE'RE GOING THROUGH THE CITIZENS IN OPPOSITION. WE HAD JUST HEARD FROM TONY HOUSE AND OUR NEXT SPEAKER CONTINUING WITH THE OPPOSITION IS CHRISTOPHER CAVELLO. WELCOME, CHRISTOPHER. I APPRECIATE EVERYBODY'S PATIENCE. IS ANN TRON STILL HERE?

HOW ARE YOU? WELCOME. BAILEY JONES. HOW ABOUT JONATHAN ANDERSON? JONATHAN? AND VIVIAN GRIFFIN? HELLO, MA'AM.

YOU'LL HAVE UP TO 15 MINUTES IF YOU NEED IT, CHRISTOPHER AND YOU'LL BE FOLLOWED BY LORRAINE@ER TON. AND I APPRECIATE EVERYBODY'S PATIENCE. THANK YOU. WHEN -- FAIR ENOUGH. WELCOME, CHRISTOPHER.

MAYOR, MAYOR PRO TEM, COUNCIL, MY NAME IS CHRIS COVELO. THANK YOU FOR HAVING ME. I'M NOT A ZONING EXPERT. I MAY MAKE SOME ASSUMPTIONS IN MY PRESENTATION THAT MAY BE NOT EXACTLY RIGHT, BUT HOPEFULLY YOU'LL GET THE SPIRIT OF IT. I AM HERE IN OPPOSITION FOR THIS ZONING CHANGE BUT PROBABLY NOT FOR THE REASONS THAT YOU MAY THINK. MAKE THIS QUICK. THERE'S GETTING A LOT OF MEDIA ATTENTION AND I THINK THAT THIS PROJECT IS REALLY -- REALLY MAY ACTUALLY BE A LANDMARK KIND OF DECISION ABOUT WHAT'S GOING TO HAPPEN IN OUR CITY, WHAT'S OUR CITY GOING TO LOOK LIKE IN THE FUTURE, AND ALSO I WOULD ASK THAT YOU THINK ABOUT THE PROCESS A LITTLE BIT ABOUT HOW THIS DECISION IS MADE AND HOW WE CAN ALL KIND OF COME TO A CONCLUSION THAT REALLY WORKS FOR EVERYBODY. MY PRESENTATION IS MORE OF A

CAUTIONARY PRESENTATION. OF COURSE THE THEME OF -- BE CAREFUL WHAT YOU ZONE FOR, AND I HAVE SOME EXAMPLES OF THINGS I'M CONCERNED ABOUT. I ALSO HAVE SOME KEY POINTS THAT I WANT TO START OUT WITH, AND THAT IS THAT WE'VE SEEN A LOT OF GREAT CONCEPTS AND THINGS LIKE THAT, BUT I NEED TO MAKE -- HOPEFULLY MAKE IT CLEAR TO YOU THAT THE CONCEPTS BEING SHOWN HERE ARE REALLY TO JUST CHANGE THE ZONING. THEY'RE NOT A PROJECT. AND I GOT TO HAND IT TO THE APPLICANT BECAUSE HE HAS THE VISION ABOUT WHAT CAN -- WHAT CAN GO ON HERE AND I TRULY BELIEVE HE'S INTERESTED IN THIS HAPPENING. BUT THE APPLICANT IS KIND OF LIKE A HOLLYWOOD SCRIPT WRITER WHO'S MAKING AN EXCELLENT PITCH. THE PROBLEM IS THAT THERE'S NO PRODUCER IN THIS PROJECT. THERE ISN'T SOMEBODY THAT'S ACTUALLY GOING TO PUT THE DOLLARS UP AND DEVELOP THIS PROJECT, AND THAT THE PEOPLE WHO DEVELOP THIS PROJECT ARE THE PEOPLE WHO ACTUALLY ARE GOING TO BE PRESENTING TO YOU WHAT WILL BE BUILT. IT'S SAD TO SAY THAT THE APPLICANT ACTUALLY HAS NO EXPERIENCE AS A DEVELOPER, BUT HE DOES HAVE A TRACK RECORD FOR BUYING PROPERTY, SELLING IT, AS IS EVIDENCED BY A LAND DEAL THAT HE'S DOING DOWN ON COLORADO RIVER. THERE ARE LOTS OF QUESTIONS ABOUT WHETHER THE PROPOSED THINGS AT THE SITE -- THE PROPOSED DESIGNS YOU SAW WHETHER THEY ACTUALLY FIT THIS SITE AND I WANT TO ADDRESS A LITTLE OF THAT TODAY, AND I ASK YOU TO BE SKEPTICAL. I ASK YOU TO ASK WHAT CAN BE BUILT HERE WITH THE ZONING THAT THEY'RE ASKING FOR, AND I ALSO WANT YOU TO PAY SPECIAL ATTENTION AS TO IF THEY WANT MIXED USE, WHY ARE THEY NOT ASKING FOR VERTICAL MIXED USE? AND -- TO CLARIFY THAT, I WANT TO POINT OUT THAT WE'RE ASKING FOR GR-MU AND THAT IN GR-MU MIXED USE SPECIFICALLY A RESIDENTIAL -- AS FAR AS I UNDERSTAND, IS OPTIONAL. I DON'T KNOW IF THERE'S AN OVERLAY THAT YOU CAN PUT ON A VERTICAL MIXED USE -- I MEAN, A GR-MU THAT WILL ACTUALLY INSIST THAT THERE ARE PROPERTY OWNERS IN THIS DEVELOPMENT, BECAUSE I THINK THAT'S A CRITICAL ASPECT OF THIS PROJECT. YOU NEED TO HAVE PEOPLE WHO ARE GOING TO BE LIVING HERE AND WHO CARE ABOUT IT. AND I ASK ONCE AGAIN, PLEASE VOTE FOR THE ZONING AND NOT FOR THE PRESENTATION THAT YOU'VE SEEN. I LIVE, AND MY FAMILY LIVE, RIGHT NEXT TO THIS SITE, AND WHEN WE BOUGHT THIS HOUSE FROM A FABULOUS ELDERLY COUPLE, WE WERE..... WHEN WE WERE BUYING IT WE LOOKED IN THE BACKYARD AND SAID, WHAT'S THIS PROPERTY HERE? AND MARGARET D MANOR, ONE OF THE LADIES, PULLED OUT A PIECE OF PAPER AND SAID, OH, DON'T WORRY, THAT'S RESIDENTIALLY ZONED AND WE WORKED WITH THE COUNCIL SOME YEARS AGO TO BE SURE THAT THE REST OF THIS AREA DOESN'T GET DEVELOPED IN THE WRONG WAY. TIMES HAVE CHANGED AND I'M OF NO ILLUSION THAT THINGS SHA CHANGE IN THIS ARENA AND I WANT TO MAKE IT CLEAR THAT ME AND MY FAMILY SUPPORT CENTRAL CITY DENSITY. WE'RE COMMITTED TO THIS NEIGHBORHOOD. WE LOVE TO BE DOWNTOWN, WE CHOOSE TO BE DOWNTOWN AND WE UNDERSTAND THAT WHAT YOU HAVE TO PUT UP WITH BY LIVING DOWNTOWN. WE ARE PRO DEVELOPMENT AND WE ARE PRO ENVISION CENTRAL TEXAS. THE THING THAT I JUST ASK YOU IS TO BE SURE THAT OUR ZONING ASSURES THE RIGHT KIND OF DEVELOPMENT, NOT JUST FOR ME PERSONALLY, I'M NOT HERE JUSTIFYING FOR ME BUT FOR THE NEIGHBORHOOD, BUT, IN FACT, THE CITY AND ALL OF YOUR VISION ABOUT

WHAT YOU THINK IS GOING TO HAPPEN HERE. I USE AS AN EXAMPLE THIS ILLUSTRATION, IT'S A REALLY NICE ILLUSTRATION, I BELIEVE IT'S DONE BY JAIME BEE MAN OF AND I JUST WANT TO LET YOU NO HE THAT I KIND OF FEEL LIKE HEY, THIS REALLY LOOKS LIKE A GREAT THING TO BUILD, AND I ALSO WANT YOU TO KNOW THAT I HAVE A MASTER'S DEGREE IN ENGINEERING AND DESIGN FROM STANDFORD UNIVERSITY. I HOLD NUMEROUS PATENTS. I OWN A DESIGN FIRM. I HAVE MORE THAN 25 YEARS OF LOOKING AT AND CREATING DRAWINGS, AND WHEN I LOOKED AT THIS I ORIGINALLY SAID, HEY, THIS LOOKS PRETTY GOOD, AND THEN WHEN I STARTED TO GET INTO THE DETAILS OF SOMETHING, BECAUSE THAT'S THE WAY I SEE THINGS, I WONDER, IS THIS REALLY TOO GOOD TO BE TRUE? I BELIEVE THIS DRAWING, AND NO OFFENSE, WAS CREATED FOR THOSE OF YOU WHO REALLY WANT THIS TO HAPPEN, REALLY WANT THIS KIND OF DEVELOPMENT, AND PAY SOME ATTENTION TO THE CIRCLED AREA WHICH IS THE PART ADJACENT TO THE RESIDENTIAL SECTION OF IT, AND I WANT YOU TO NOTE THE FANTASTIC FOUR-STORY MIXED USE PROJECT AND THE INCREDIBLY WIDE SIDEWALKS THERE. CLEARLY THEY'VE DONE THEIR HOMEWORK AND THEY KNOW ABOUT HOW YOU FEEL ABOUT SOME OTHER PROJECTS THAT GOT BY WITHOUT HAVING -- LIKE THE GUADALUPE PROJECT, THAT GOT BY WITHOUT A SIDEWALK AS WIDE AS YOU WOULD LIKE. BUT I.. I WANT TO JUST TELL YOU THAT I'VE BEEN IN THIS BUSINESS LONG ENOUGH TO TELL YOU THAT SKETCHES CAN BE DECEPTIVE, AND THAT SKETCHES CAN OFTEN BE USED TO PLAY ON YOUR HOPES AND AS AS OPERATIONS THIS ISN'T SO RELEVANT BECAUSE THEY SHOWED IT BEFORE BUT IT BROUGHT ME SKEPTICISM WHEN I SAW A 13 STORY BUILDING WITH DEEPER SETBACKS PUSHING PROPERTY INTO THE SITE, AND 13 STORY BUILDING WITH EXPENSIVE UNDERGROUND PARKING AND THINGS LIKE THAT AND I STARTED TO WONDER HOW COULD WE BUILD A 13... 13 STORY BUILDING THAT'S 8, MAYBE 9 FLOORS ABOVE THE -- BUT DESTROYING DOES APPEAL FOR SOME OF US IN THIS ROOM FOR SOMETHING THAT COULD BE BUILT HERE. BUT I ASK YOU ARE THESE CONCEPTS REALLY CREDIBLE AND THIS ISN'T AN ANSWER..... AN A QUESTION TO ANSWER HERE BUT HAS ANY OUTSIDE AUTHORITY LOOKED AT THESE OR ARE WE THE -- THE PEOPLE THE PEOPLE WHO ARE DETERMINE DETERMINING WHERE THINGS WON'T WORK AND THEY'RE NOT SETBACK FAR KNIFE.....ENOUGH AND WE GET INTO A CYCLE. I DID A LITTLE HOMEWORK. AND THIS AREA HAS A RESIDENTIAL ALLEY ZONED SECTION, IT HAS A VERY NARROW SITE AND TO THE BEST OF MY KNOWLEDGE, I DON'T KNOW IF I HAVE THE NUMBERS RIGHT BUT IEP.... I'M VERY, VERY CLOSE IT'S ABOUT 135 FEET AND THAT'S ABOUT A TYPICAL TARRYTOWN OR CLARKSVILLE SINGLE-FAMILY LOT. IT'S NOT SMALL BUT IT'S NOT INCREDIBLY DEEP. AND I WENT ABOUT AND I LOOKED AT A SIGNATURE PROJECT THAT MANY OF US LOOK AT. IN FACT, I'M VERY IMPRESSED WITH THIS PROJECT. MY OFFICE IS DOWN THE STREET. MANY OF US WANT SOMETHING LIKE THIS, BUT THE PROBLEM IS SOMETHING LIKE THIS ACTUALLY SIT, PARTICULARLY IN THOSE AREAS, AND I'M LEADING TO WHAT MAY GO IN THERE IF THIS ISN'T BUILT. THIS PROJECT IS 175 FEET DEEP, WHICH IS 40 FEET DEEPER THAN THIS AREA, YET THE SKETCHES LOOK REMARKABLY SIMILAR TO THIS. I THINK ANOTHER THING TO POINT OUT IS THIS PROJECT GOES COMPLETELY TO THE SITE LINE. THERE IS NO COMPATIBILITY SETBACKS, AND THE APPLICANT IS SAYING THAT THEY WILL BUILD

SOMETHING LIKE THIS WITH THE COMPATIBILITY SETBACKS. IT ALSO HAS THE SMALLEST, MUCH TO SOME OF YOUR CONSTERNATION, IT HAS THE SMALLEST GREAT STREET SIDEWALK THAT YOU COULD HAVE, AND THIS PROJECT IS ONLY THREE STORIES, NOT LIKE THE FOUR STORIES SHOWN IN IN THAT ILLUSTRATION. SO SOMEHOW YOU HAVE TO COME UP WITH 65 FEET LESS OF A BUILDING TO DO WHAT THEY'RE DOING. YOU MAY MAKE AN 8-FOOT WIDE BUILDING OR SOMETHING LIKE THAT, BUT I THINK ONCE YOU GET INTO THE DETAILS OF DOING THIS -- I'M NOT TRYING TO BE FUNNY, BUT WHEN YOU GET INTO THE DETAILS, I'M A DESIGNER, I KNOW THE CONCEPT STAGE IS LOOSE AND SKETCHY BUT WHEN YOU GET INTO THE DETAILS OF STUFF YOU'RE GOING TO REALIZE THE REALITIES OF STUFF. NOW, ANOTHER KIND OF IMPORTANT ISSUE IN OTHER CASES, PEOPLE WHO -- IN OUR NEIGHBORHOOD WHO HAVE SUPPORTED THIS PROJECT HAVE BEEN VERY CONCERNED ABOUT THE HOMELESS PEOPLE HERE AND THEY FEEL THAT IF WE BUILD A DEVELOPMENT ON THIS SITE, THAT WE'LL GET THE HOMELESS PEOPLE OFF THE HILL, AND IT'S REALLY KIND OF SCAREY ANDREWS, AND I ABSOLUTELY AGREE WITH MY NEIGHBORS AND I AGREE THAT THE HOMELESS PEOPLE WILL COME OFF THE HILL PROBABLY WITH ALMOST ANY DEVELOPMENT. I WANT TO MAKE THAT CLEAR, WITH ALMOST ANY DEVELOPMENT BUT I WANT TO MAKE ANOTHER THING CLEAR. THEY'RE NOT GOING AWAY FROM THIS CORNER, AND THE REASON THAT THEY'RE NOT GOING AWAY FROM THIS CORNER IS FOR THE EXACT SAME REASON THAT THE APPLICANT IS ASKING FOR THIS PROPERTY TO BE ZONED RETAIL OR GENERAL RETAIL, AND THAT'S TRAFFIC COUNT. THIS SITE HAS THOUSANDS AND THOUSANDS AND THOUSANDS OF CARS GOING BY IT ALL DAY AND VERY, VERY LATE INTO THE NIGHT. BELIEVE ME, MY FAMILY KNOWS. WE HEAR IT. AND ANOTHER THING I WANT TO POINT OUT IS THAT THE VISIBILITY TO THIS SITE IS EXCELLENT TO I-35, WHICH HAS OVER 167,000 PEOPLE DRIVING BY IT A DAY. SO WHAT DOES THAT MEAN ABOUT A SITE THAT'S RATED FOR GENERAL RETAIL MIXED USE? WELL, ONE THING IT COULD MEAN -- I'M NOT SAYING IT WILL HAPPEN, BUT A VERY STRONG POSSIBILITY THAT THIS IS AN IDEAL RETAIL SITE FOR A NATIONAL BRAND RETAILER. AND I THINK WE ALL AGREE THAT THAT'S NOT WHAT ALL OF YOUR VISION, CERTAINLY NOT WHAT MY VISION IS FOR THIS LOCATION, YET THE -- THE APPLICANT IS NOT ASKING FOR VMU. THEY'RE ASKING FOR GRM.... GR-MU, WHICH DOES NOT ASSURE A MIXED USE PROJECT. IT ABSOLUTELY ASSURES A RETAIL PROJECT. SO HOW COOJ BE DONE? I PUT THIS TOGETHER TO THE BEST OF MY ABILITY TO SHOW WHAT THE CURRENT EXISTING -- I'M NOT SURE IF IT'S GOING TO BE INDUSTRIAL OR NOT BUT LET'S JUST SAY EVERYTHING IS GR-MU ON THIS SITE. IF I HAD THIS PROJECT AND I WANT TO PUT THE LEAST AMOUNT OF MONEY INTO IT AND GET THE FASTEST RETURN ON MY INVESTMENT, YES, I CAN BUILD AN EXOTIC BUILDING BUT THAT'S GOING TO TAKE A REALLY LONG TIME AND IT'S GOING TO BE A BIG INVESTMENT. ONE OPTION I MIGHT HAVE IF I HAVE THIS SITE IS TO EXCAVATE THE HILL, AND IF I HAVE TO, I'LL PUT A RETAINING WALL UP. AND I'M GOING TO ALSO OFFER A BENEFIT AREA THERE INSIDE THE NEIGHBORHOOD, BECAUSE THAT'S A.. A GOOD KIND OF, YOU KNOW, THING TO GIVE THE NEIGHBORHOOD TO SHOW THAT YOU'RE WORKING WITH THEM. BUT I ALSO WANT TO MAKE IT CLEAR THAT FOR A SITE LIKE THIS IN THIS EXCAVATION, THERE ARE SOME PEOPLE HERE THAT BELIEVE, OH, YOU CAN'T EXCAVATE THIS, IT'S TOO BIG, IT'S TOO DEEP, I HAVE MANY EXAMPLES OF SITES

AROUND TOWN THERE WHERE VERY LARGE EXCAVATIONS WILL BE DONE FOR THE LOWEST LEVEL RETAIL ENVIRONMENT. EXCAVATION WILL BE DONE ON THIS SITE. EVERYONE SHOULD ACCEPT IT. SO ONCE I HAVE THIS EXCAVATION AND WALL, I CAN PUT THE BIGGEST RETAIL SITE ON IT THAT THE ZONING AND THE TRAFFIC COUNT AND EVERYTHING WILL ALLOW. AND THE BEST WAY TO BUILD RETAIL IS TO NOT BUILD LOTS OF SMALL LITTLE SHOPS AND EVERYTHING. YOU BUILD A BIG CLEAR SPACE AS YOU CAN SO YOU HAVE THE OPTION TO SPLIT IT UP OR PERHAPS SELL IT TO A LARGER RETAILER LIKE A NATIONAL RETAILER LIKE WALGREENS OR SOMETHING THAT DOESN'T NEED A HUGE SPACE LIKE -- I'M NOT TALKING WAL-MART OR HOME DEPOT BUT A MODERATELY SIZED THING. AND ALSO I PUT A WAY..... FOUND A WAY TO PUT THE APPLICANT'S OFFICE ON HERE WITH NO PROBLEM. AND OF COURSE I'M NOT SAYING THAT THIS THING IS GOING TO BE BUILT WITHOUT ALL THE APPROPRIATE TREES AND WITHOUT ALL THE APPROPRIATE SETBACKS AND A SITE LIKE THIS CAN BE DEVELOPED AND DESIGNED AND UP AND RUNNING AND GENERATING CASH, AND THIS IS PROBABLY CONSERVATIVE, IN 14 TO 18 MONTHS, AND ALL I WANTED TO SAY IS THAT OF THE PEOPLE WHO ACTUALLY BUILD THIS PROJECT, AND IT'S NOT THE APPLICANT, THIS IS GOING TO BE A VERY VIABLE OPTION. THEY MIGHT BUILD THIS AND WAIT FOR THE MARKET, FOR THE CONDO OR WHATEVER MARKET TO COME AROUND, BUT THAT'S NOT WHAT WE WANT HERE. WE WE... WE WANT RESIDENTIAL MIXED USE ON THIS SITE. SO WHEN I ASK YOU, IF WE WANT A PROJECT LIKE THIS, WHY ARE WE ZONING FOR SOMETHING LIKE THIS? NOW, LET'S NOT SPLIT HAIRS. WALL....WAL-MART NEEDS A DRIVE THROUGH AND THIS CAN'T HAVE IT, BUT CERTAINLY THIS IS A FANTASTIC LOCATION FOR THE THOUSANDS OF PEOPLE WHO DRIVE HOME TO THEIR APARTMENTS, AND OH, I'M GOING TO STOP THERE, BECAUSE THAT'S THE FIRST PLACE THEY'RE GOING TO SEE. SO THERE'S AT LEAST A VALID ARGUMENT THAT SOMETHING LIKE THIS COULD BE BUILT THERE. AND THEN FOR THE SMALLER BUILDING AS THE COMPETITION FOR THE UGLY SPRINT, WE CAN ALWAYS PUT IN A SINK..... CINGULAR STORE AS WELL. SO WHAT I ASK ALL OF YOU IS IF WE HAVE THIS KIND OF ZONING, PERHAPS I'M TOO MUCH OF A NAY SAYER, ISN'T THIS GOING TO BE MORE OF... OF EXACTLY THE SAME OF WHAT WE'RE TRYING NOT TO... TO DO? ISN'T THIS ACTUALLY AN OPENING FOR THIS KIND OF DEVELOPMENT TO HAPPEN? AND A REALLY CRITICAL THING THAT I WANT TO POINT OUT IS THAT -- WE'RE..... IT'S NOT TALKED ABOUT MUCH. WE'RE TALKING ABOUT TAKING VALUABLE RESIDENTIAL PROPERTY AND TURNING IT INTO SOME KIND OF COMMERCIAL PROPERTY. ARE WE WILLING TO LOSE OUR RESIDENTIAL PROPERTY, WHICH IS WHAT WE NEED NOT NECESSARILY IN SINGLE-FAMILY HOUSES BUT WHAT WE NEED IN THIS AREA AS AN ANCHOR TO ALL THE GOOD THINGS THAT COULD HAPPEN ON RIVERSIDE DRIVE. SO I'M GOING TO TAKE A BREATH. I ASK YOU, WHY THE RUSH? IS SOMETHING GOING TO HAPPEN? ARE WE GOING TO MISS SOMETHING? WHY ARE WE RUSHING TO COME TO SOME COLLUSION ON..... COME TO SOME CONCLUSION ON THIS? I BELIEVE EXASPERATION IS OFTEN A REASON WHY PEOPLE MAKE RASH DECISIONS. AND THIS HAS BEEN AN CAPACITY OPERATING CASE FOR PEOPLE ON ALL SIDES OF THE DAIS HERE. SO I ASK YOU SPECIFICALLY TO GET THE ZONING THAT I.. YOU WANT AND TO USE, COUNCIL MEMBER MCCRACKEN, I KNOW THAT YOU'RE A SUPPORTER OF THIS AND I HONOR WHERE YOU'RE DOING, BUT I ASK YOU TO TRY TO BE SURE OF -- THAT

THE KIND OF DEVELOPMENT THAT YOU'RE ASKING FOR WILL ACTUALLY BE BUILT HERE. SO IT'S KIND OF CRUDE, BUT DON'T BE RAILROADED BY WHAT YOUR AS OPERATIONS..... OPERATION. ASPIRATIONS ARE. I'M MAKING COMMIT..... COMMITMENTS AND I'M RUNNING OUT OF TIME. SO I'M ASKING YOU TO THINK OF THIS AS POSSIBLY A HORIZONTAL MIXED USE WHERE WE CAN HAVE RETAIL, GMU, AND IN THE RESIDENTIAL SECTION I DON'T.....IDON'T THINK IT SHOULD BE SINGLE-FAMILY, BUT I DO BELIEVE WE CAN MAKE A DENSER FS 6 CONDITION BECAUSE AS I SAID BEFORE, RESIDENTIAL OWNERSHIP IN THIS IS THE ABSOLUTE ANCHOR. IT'S THE ANCHOR TO THE WHOLE RIVERSIDE AREA, AND IN ORDER TO GIVE YOU SOME VISUALIZATION OF THAT, I DON'T BELIEVE THE RESIDENTIAL AREA SHOULD BE FULLY EXCAVATED DOWN TO THE ROAD BECAUSE THAT'S A HORRIBLE PLACE TO LIVE. IT'S REALLY NOISY. SO I ASK THAT THAT SECTION AT LEAST BE -- CONTINUE TO BE ELEVATED AND YOU PUT IN SOME KIND OF RESIDENTIAL, AND I HAVE EXAMPLES OF EXCELLENT BUILDINGS ON NARROW SITES WITH FS 6 THAT COULD BE BUILT ON THIS, AND IN PARTICULAR I WANT TO POINT OUT THIS SYSTEM ON EP ENFIELD WHICH IS, IN FACT, ONLY 135 FEET WIDE. IT BACKS UP TO RESIDENCES. JUST LIKE IT WOULD UP TO MY HOUSE. I'M ABSOLUTELY HAPPY TO HAVE THIS ANY BACKYARD. I DON'T.....I DON'T WANT A STRIP SHOPPING CENTER. I WANT TO SEE THE BUTT END OF A STRIP SHOPPING CENTER BUT THE CITY DOESN'T WANT TO SEE IT.

MAYOR WYNN: PLEASE CONCLUDE YOUR TIME.

WE WERE OPTIMISTIC AND WE WENT INTO THIS SCENARIO BUT WE DON'T FEEL LIKE IT'S HEADING IN THE RIGHT DIRECTION AND I'M GOING TO STOP IT RIGHT THERE. THANK YOU.

MAYOR WYNN: THANK YOU, CHRISTOPHER. [APPLAUSE]

MAYOR WYNN: NEXT SPEAKER IS DANIEL YONEF AND LORRAINE APEFIN HAS DONATED HER THREE MINUTES TO YOU SO YOU'LL HAVE UP TO SIX MINUTES.

THANK YOU, MAYOR, I'M GLAD TO BE HERE. HAPPY NEW YEAR. I HAVEN'T SEEN MOST OF YOU SINCE THEN. WHERE TO START. JEEZ. I'LL START FROM THE ENVIRONMENT. YOU KNOW, MANY PEOPLE DON'T REALIZE THAT WE'RE PART OF THE ENVIRONMENT, AND HOW THIS RELATES TO DEVELOPMENT IS THAT TREES HELP US BREATHE, THAT PERVIOUS COVER PREVENTS FLOODING. WE LIVE IN FLT ALLEY. IN THE ENTIRE UNITED STATES THIS IS THE WORST FLOODING AREA THAT WE HAVE. DENSE DEVELOPMENT, MR. MCCRACKEN, CONTRIBUTES TO RUNOFF. ALL THE APARTMENTS SOUTH OF COLORADO RIVER PARK ARE EVIDENCE OF THAT. THERE IS A SEA OF APARTMENTS SOUTH OF COLORADO RIVER PARK. SINCE THOSE APARTMENTS WITHIN THE LAST TEN YEARS, THE EROSION OF COUNTRY CLUB CREEK HAS GONE FROM, LIKE, 6 FEET TO 25 FEET. IT'S CHANGING THE COLORADO RIVER. ALL OVER TOWN THE MORE PERVIOUS COVER -- IMPERVIOUS COVER WE HAVE THE MORE WE INCREASE RUNOFF. SO THAT'S PART OF IT HERE. ALSO I'VE LEARNED TONIGHT THAT THERE ARE SOME VERY, VERY OLD TREES UP THERE. IT DOESN'T SUFFICE TO CUT DOWN 800-YEAR-OLD TREES AND PLANT NEW TREES BECAUSE IT WILL BE ANOTHER 800 YEARS

BEFORE THEY CAN DO THE SAME JOB, AND THEY ARE DOING A JOB OF CLEANING THE AIR. SO WHEN YOU TALK ABOUT ROOFS AND PAVEMENT, THAT'S NOT AN ENVIRONMENTALLY SENSITIVE APPROACH, AND HERE IN THE URBAN SETTING WHERE -- WE'RE LOSING THAT. SO NOW I WANT TO MOVE A LITTLE -- NOW SHIFT IT OVER TO THE PLANNING PROCESS. I SPENT TWO AND A HALF YEARS ON THE AUSTIN PLAN, AND I HAVE SPENT OVER TWO YEARS ON THIS.....FOUR YEARS ON THIS PLAN, MANY, MANY PEOPLE IN THIS CITY ARE DOING THAT. THE REASON THAT I'M IN THE NEIGHBORHOOD PLANNING PROCESS IS BECAUSE I BELIEVE THAT IT'S THE REAL DEMOCRACY, AND IN THIS NEIGHBORHOOD PLANNING PROCESS, THREE YEARS AGO OR FOUR YEARS AGO IT WAS STARTING TO WORK, AND SOMEBODY, I DON'T KNOW WHERE, HERE AT CITY HALL.... HALL OR SOMEWHERE IN STAFF, IT CHANGED, AND EROC, THIS GROUP, THIS NEIGHBORHOOD PLANNING PROCESS WAS THE ONE RIGHT AFTER MINE, IN GOA VALLEY JOHNSON TERRACE, LIKE IN CENTRAL EAST AUSTIN, AND MONDAY TOP REPLIES, WHICH WAS THE FIRST THREE NEIGHBORHOOD PLANS OF THIS PROCESS, WE USED THE AUSTIN PLAN MODEL. THAT IS, A GROUP OF STAKEHOLDERS CAME TOGETHER AND CREATED A DEFINED GROUP. MY GROUP, MY NEIGHBORHOOD PLANNING TEAM STILL STANDS, AND WE REVIEW EVERY SINGLE ZONING CASE THAT COMES UP. THIS PLANNING AREA, THEY CHANGED THAT. IT WAS A CONTACT TEAM, AND IT'S BEEN A TOTAL HODGEPODGE, AND I AM..... I THINK IT'S BEEN A DESTRUCTIVE FORCE FOR NEIGHBORHOOD PLANNING AND FOR DEMOCRACY, BECAUSE IN THE NEIGHBORHOOD PLANNING PROCESS EVERYBODY HAS A CHANCE TO DETERMINE THEIR FUTURE. SO YOU GUYS -- LET'S SEE -- OH, COMPATIBILITY STANDARDS. WHY DO WE HAVE COMPATIBILITY STANDARDS IF YOU'RE CONSTANTLY.. CONSTANTLY GIVING EXEMPTIONS TO THAT? WHY? WHY DO WE HAVE A NEIGHBORHOOD PLANNING PROCESS? YOU SEE ALL THESE PEOPLE OUT HERE, A LOT OF EXPERTS, THE GUY THAT SPOKE BEFORE ME HAS A LOT OF EXPERTISE. THE NEIGHBORHOOD PLANNING PROCESS BRINGS THE WEALTH OF AUSTIN'S NATIVE EXPERTISE TO THE TABLE, SO WHY ARE YOU GUYS SUBVERTING THAT PROCESS BY GIVING EXEMPTIONS CONSTANTLY. I'M HERE TONIGHT, AND, YOU KNOW, I'VE ALWAYS TRIED TO BE RESPECTFUL AND TO BE COURTEOUS TO YOU-ALL, BUT NOW I'M GETTING REALLY ANGRY BECAUSE I AND HUNDREDS OF US HAVE SPENT YEARS ON THESE NEIGHBORHOOD PLANS. THE DEVELOPERS -- LOOK, ANYBODY THAT WANTS TO COME AND BUY PROPERTY IN MY NEIGHBORHOOD OR IN THIS NEIGHBORHOOD IS TOTALLY WELCOME, BUT I DO NOT WELCOME SOMEBODY TO COME AND EXPLOIT MY NEIGHBORHOOD, SCREW IT UP, RAISE MY TAXES AND LEAVE. [APPLAUSE] THAT'S WHAT'S HAPPENING, MAYOR. YOU KNOW, FLIPPING PROPERTIES SHOULD BE ILLEGAL. IT'S GETTING TO THE POINT WHERE IT'S LIKE ANTITRUST LAWS. YOU KNOW, WE HAD ANTITRUST LAWS BECAUSE MONOPOLIES WERE EXPLOITING PEOPLE. WELL, THESE DAYS DEVELOPMENT IS THE SAME THING. THERE IS A NATIONAL STATISTIC ALL OVER THE COUNTRY, NOT JUST IN AUSTIN BUT ALL OVER THE COUNTRY, THIS IS A NATIONAL STATISTIC. IF THERE ARE FOUR HOUSES IN A NEIGHBORHOOD FOR SALE, THREE OF THOSE ARE BOUGHT BY SOMEONE WHO GOES AND LIVES IN THEM. THAT FOURTH HOUSE IS FLIPPED OVER AND OVER AND OVER AND OVER AND OVER AGAIN, AND THAT RAISES THE PROPERTY VALUES FOR EVERYBODY, AND THE PROPERTY TAXES FOR EVERYBODY. I LIVED IN OLD WEST AUSTIN IN CLARKSVILLE FOR 20

YEARS, AND I WATCHED PEOPLE BUY A PROPERTY AND SELL IT AND RESELL IT AND RESELL IT AND RESELL IT. I HAD TO MOVE OUT OF THERE. THIS WHOLE THING OF DEVELOPMENT, YOU KNOW, WE GOT TO TAKE A REAL LOOK AT IT. COUNCIL MEMBERS, YOU'RE MY NEIGHBORS. THOSE OF US THAT HAVE WORKED IN THE NEIGHBORHOOD PLANNING PROCESS HAVE BEEN HERE FOR A LONG TIME. WE'RE GOING TO CONTINUE TO BE HERE AND I WILL CONTINUE THIS ON MY NEXT TIME TO THE DAIS. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU, DANIEL. [APPLAUSE]

PLEASE OPPOSE THIS. [APPLAUSE]

MAYOR WYNN: WELCOME, HELEN PHLEGMING HERE? HELEN FLEMMING? JEFF, YOU HAVE UP TO THREE MINUTES IF YOU NEED IT AND FOLLOWED BY BRIAN SMITH.

GARDNER SUM NEAR DONATED HIS TIME TO ME AS WELL.

MAYOR WYNN: WHO DID?

GARDNER SUMNER.

MAYOR WYNN: OKAY. FAIR ENOUGH.

MAYOR, COUNCIL MEMBERS, I'M JEFF JACK. I'M PRESIDENT OF THE ZILKER NEIGHBORHOOD. DON'T YOU FIND IT INTERESTING THAT A REPRESENTATIVE OF GO VALLEY AND ZILKER ARE HERE TO HELP EROC, AND THE REASON IS THAT WE SHARE COMMONALITY. WE'RE INVESTING OUR COMMUNITY'S TIME IN NEIGHBORHOOD PLANNING. HE..EROC HAS SPENT YEARS, HUNDREDS IF NOT THOUSANDS OF COMMUNITY HOURS DEVELOP A PLAN, AND TONIGHT YOU HAVE TWO ZONING CASES THAT FLY IN THE FACE OF THAT NEIGHBORHOOD PLAN. WHAT KIND OF MESSAGE DOES IT SEND TO THE OTHER NEIGHBORHOODS THAT HAVE NEIGHBORHOOD PLANS OR THOSE NEIGHBORHOODS THAT ARE ENGAGED IN THE NEIGHBORHOOD PLANNING PROCESS RIGHT NOW? IS IT WORTHWHILE TO CONTINUE TO SPEND THE TIME KNOWING THAT WE'RE GOING TO BE DOWN HERE ON THURSDAY NIGHTS FIGHTING THESE ZONING CASES ANYWAY? SECOND POINT I WANT TO MAKE, I WANT TO MAKE IT VERY SHORT. THE AUSTIN NEIGHBORHOOD COUNCIL HAS CANDIDATES FOR EACH TIME WE HAVE CITY COUNCIL ELECTIONS AND ONE OF THE QUESTIONS THAT IS ASKED IN THAT FORUM IS WHETHER YOU, AS A CANDIDATE, WILL SUPPORT A NEIGHBORHOOD'S VALID PETITION. NOW, ONE OF THE MEMBERS OF THE COUNCIL SITTING UP HERE TONIGHT SAID MOST OF THE TIME HE SUPPORTS NEIGHBORHOOD VALID PETITIONS BUT NOT ALWAYS, BUT IT HAD TO TAKE A PARTICULAR CIRCUMSTANCE NOT TO SUPPORT THE NEIGHBORHOOD. ANOTHER COUNCIL MEMBER SAID, YES, UNLESS IT WAS A MATTER OF PUBLIC SAFETY. BUT THERE ARE TWO OTHER COUNCIL MEMBERS UP HERE TONIGHT WHO SAID UNEQUIVOCALLY YES TO SUPPORTING OF A NEIGHBORHOOD'S VALID PETITION. ENOUGH SAID.

MAYOR WYNN: THANK YOU, MR. JACK. NEXT SPEAKER IS BRIAN SMITH. [APPLAUSE]

MAYOR WYNN: BRIAN, TO BE FOLLOWED BY JEAN MATHER. MR. SMITH, YOU'LL HAVE THREE MINUTES.

I WON'T USE IT ENTIRELY. BLESS YOU. I VISITED NEW YORK THIS SUMMER AND I VISITED CHICAGO OVER THE CHRISTMAS BREAK, AND HIGH DENSITY BREEDS THIS NOT WANTING TO MEET MORE PEOPLE BECAUSE YOU'RE ALREADY OVERWHELMED. THE RESULT OF THE HIGH DENSITY IS GOING TO BE A LESS FRIENDLY CITY, AND THAT'S JUST THE WAY HUMAN NATURE IS WHEN YOU PACK A BUNCH OF PEOPLE IN A SMALL AREA. YOU BECOME OVERWHELMED. YOU'RE LESS OVERWHELMED IF SOME OF THAT IS A.. ASSUAGED BY FEELING IF YOU'RE IN THE COUNTRY AND GO TO OTHER PLACES BECAUSE OF THE TREES. I REALLY FEEL THAT ONE OF THE IMAGES OF AUSTIN IS OF TREES AND AS YOU COME DOWN THAT HILL THE TREES ON THAT SLOPE HAVE BEEN A POWERFUL IMAGE SINCE I FIRST CAME TO AUSTIN TO VISIT MY GRANDPARENTS WHO LIVED HERE ALL THEIR LIVES, AND SO I REALLY THINK THAT CERTAIN SIGNATURE PROPERTIES THAT CAST AN IMAGE OF AUSTIN SHOULD REMAIN GREEN. THANK YOU. [APPLAUSE]

JEAN MATHER, WELCOME, JEAN. IS ERIC PETERSON HERE? ERIC PETERSON. WELL, JEAN, YOU HAVE TO THREE MINUTES IF YOU NEED IT AND YOU'LL BE FOLLOWED BY LINDA WHAT THE..... WATKINS.

JEAN MATHER. I REALLY -- ALL THIS HAS BEEN SAID AND I WON'T TAKE -- I DON'T THINK THE WHOLE THREE MINUTES. THIS -- THIS INTERSECTION IS REALLY ONE OF THE MOST IMPORTANT INTERSECTIONS IN THE CITY. IT'S A GATEWAY TO DOWNTOWN AS YOU'RE COMING FROM THE SOUTH GOING NORTH. IT'S THE GATEWAY TO THE AIRPORT WHEN YOU'RE GOING EAST. I THINK IT SHOULD BE TREATED WITH RESPECT AND I THINK IT SHOULD -- IT SHOULD BE NOT PRESERVED AS A GREEN HILL. I KNOW WE CAN'T DO THAT, BUT WHEN THE ORIGINAL ZONING WAS GRANTED ON THIS SITE BY PREVIOUS COUNCIL, THEY RECOGNIZED THE CLOSENESS TO THE SINGLE-FAMILY HOMES AND THE NARROWNESS OF THE LOTS, AND THEY -- WHEN THEY GRANTED THE ZONING THEY PUT SITE PLANS THAT WERE TO RUN WITH THE PROPERTY, AND THAT'S WHY YOU HAVE A SITE PLAN ON THE VERY NARROW SIDE, ON I-35, AND YOU HAVE THE OFFICE ALL ALONG THE -- ON THE NORTH SIDE. I THINK THAT THAT -- THAT CARE OF THE COUNCIL IS -- SHOULD BE RESPECTED IN THE ZONING THAT YOU GRANT. I THINK THE ZONING THAT'S THERE IS APPROPRIATE, AND THE REASON, OF COURSE, THAT THE APPLICANT WANTS TO CHANGE THE ZONING IS BECAUSE THAT'S THE WAY TO GET RID OF THE SITE PLAN THAT RUNS WITH THE PROPERTY. I REALLY HOPE THAT YOU DON'T GRANT A ZONING LIKE LI, JUST TO GIVE THE 10-FOOT -- TO REMOVE THE 10-FOOT SETBACK, WHICH IS WHAT -- HE NEEDS EVERY FOOT HE CAN TO DO WHAT HE'S TALKING ABOUT, AND I DON'T THINK HE SHOULD DO WHAT HE'S TALKING ABOUT. THERE WAS ONE PICTURE OF WHAT HE WAS PROPOSING AND THERE WAS ANOTHER PICTURE OF THE HILL JUST THE WAY IT COULD BE DEVELOPED, AND I THINK THAT'S -- IT WAS A SINGLE STORY BUILDING ON THE TOP, WAS THE LIMIT, AND THAT WOULD

BE APPROPRIATE, NEXT TO SINGLE-FAMILY HOMES. I DO WANT TO SAY THAT ONE PHOTOGRAPH THAT YOU SAW OF THE RETAIL SITE THAT TO THE SOUTH OF THIS WAS IN -- I THINK YOU'VE ALL SEEN IT, WITH THE HILL THAT WAS -- IT WAS CUT DOWN AND THEN IT WAS CONCRETED OVER AND IT HAD A LITTLE GAS STATION ON IT. I DON'T KNOW IF YOU'RE ALL TOO YOUNG, I SUPPOSE, TO REMEMBER THAT. BUT ANYWAY, NOW IT'S SOME SORT OF -- I THINK IT'S AN INSURANCE COMPANY. ANYWAY, UGLY AS HELL AND IT SHOWED IN THAT, AND IT FITS UNDER THAT ZONING. SO I THINK THE PREVIOUS -- ONE SPEAKER -- WELL, ALL OF THEM WERE WONDERFUL, BUT I MEAN, YOU HAVE TO THINK WHEN YOU GRANT ZONING YOU'RE NOT GRANTING A BUILDING. YOU'RE JUST GRANTING [INDISCERNIBLE]

MAYOR WYNN: THANK YOU, JEAN. [APPLAUSE]

MAYOR WYNN: LINDA WATKINS. LET'S SEE, IS DEBBIE RUSSELL HERE? HI DEBBIE. LINDA, YOU HAVE UP TO 6 MINUTES IF YOU NEED IT AND FOLLOWED BY HENRY FLORES.

MY NAME IS LINDA -- MY NAME IS LINDA WATKINS AND I -- I'M IN THE RIVERSIDE FARMS ROAD NEIGHBORHOOD. BUT I WANT TO SHOW -- THIS PICTURE RIGHT HERE, MY HOUSE USED TO BE SOMEWHERE IN HERE. I WAS TOLD WHEN I BOUGHT MY HOUSE OVER 30 YEARS AGO THAT WHEN I-35 WAS PUT ACROSS THEY TOOK A BUNCH OF HOUSES AND SEVERAL WERE MOVED TO MY ENABLED. SO MY HOUSE GIVES ME A SECTION OVER HERE, PLU THIS IS EROC. THIS IS MY NEIGHBORHOOD. AND IN THIS BROCHURE WHICH WAS DONE IN THE LATE '90S, IT WAS WHEN THIS PROPERTY WAS AUCTIONED OFF, THERE'S A SAYING, ON A PRISTINE HILLTOP JUST ACROSS THE COLORADO RIVER FROM DOWNTOWN AUSTIN LIE OVER 3 ACRES OF SOME OF THE MOST DESIRABLE PROPERTY IN THE GREAT SOUTHWEST. THE VIEWS FROM HERE IS PURE TEXAS AND DIG... BIGGER THAN LIFE. ON ONE SIDE LIES THE FAMOUS HUK OF AUSTIN. ON THE OTHER SIDE IS DOWNTOWN AUSTIN HERSELF, VIBRANT, ALIVE AND JUST A SHORT WALK AWAY FROM WHAT COULD BE YOUR BACKYARD. THIS COULD BE OUR BACKYARD. THERE'S A NEIGHBORHOOD THERE. IT'S THEIR BACKYARD. THIS HILLSIDE IS LIMESTONE. IT'S NOT COLORADO RIVER MUD. IT'S A LIMESTONE HILL. PEOPLE HAVE BEEN LIVING THERE FOR YEARS. THERE ARE ARTIFACTS IN ALMOST EVERYBODY'S BACKYARD IN THIS IMMEDIATE BACKYARD. THESE ARE JUST A FEW. THESE PHOTOS WERE SHOWN TO AN ARCOLOGIST THAT WORKS FOR THE STATE OF TEXAS AND HE SAID CONSIDERED AS A GROUP THE ARTIFACTS SUGGEST THAT AT LEAST 9,000 YEARS OF OCCUPATION HAVE OCCURRED IN THE IMMEDIATE AREA OF THIS NEIGHBORHOOD. IF ALL OF THESE TOOLS CAME FROM ONE OR TWO SPOTS, ARCHAEOLOGICAL SITES, THEN HE WOULD ESTIMATE THAT YOU MAY HAVE SOME VERY SIGNIFICANT ARCHAEOLOGICAL SITES IN THE IMMEDIATE AREA, BUT YOU WOULD HAVE TO LOOK INTO THEM TO BE SURE. THIS IS A SHOT -- SOME OF THE SMALL POINTS, SOME OF THEM ARE FROM 900 TO 1500. SOME ARE A LITTLE MORE RECENT. BUT BASICALLY 9,000 YEARS OF OCCUPATION ON THIS LIMESTONE BLUFF OVERLOOKING THE COLORADO. THIS IS -- THIS IS GOING TO BE A MAJOR EXCAVATION IF THAT'S WHAT THEY'RE GOING TO DO. THIS IS NOT AN EASY -- WOULD NOT BE AN EASY TASK. I THINK IT WOULD BE A CRIME TO TAKE THIS BLUFF DOWN TO STREET LEVEL. THAT'S MY PERSONAL OPINION. THIS IS -- HAS BEEN A HILL FOREVER, SINCE TEXAS

CRAWLED UP OUT OF THE PRY MORDIAL SEA THAT IT USED TO BE, AND IT'S COVERED WITH TREES, AWL OLD OAKS. I WOULD URGE YOU TO DENY THIS APPLICATION. THIS IS NOT THE APPROPRIATE PLAN. I DON'T KNOW IF I CAN SAY IT'S A PLAN. THIS IS A -- THEY HAVE AN IDEA. I DON'T THINK THEY'RE GOING TO BE THE DEVELOPER. THAT HASN'T BEEN PROVEN. THIS IS NOT APPROPRIATE FOR THIS AREA. IT DOES NOT PROTECT THE NEIGHBORHOOD IN BACK. IN THE THREE YEARS THAT WE'VE BEEN THROUGH THIS EROC PLANNING PROCESS WE HAVE CONTINUALLY WANTED TO PROTECT OUR SINGLE-FAMILY HOMES. MY HOME MIGRATED TO HERE, TO MY NEIGHBORHOOD. WE DON'T HAVE A LOT OF SINGLE-FAMILY IN THE AREA. WE'VE GOT TO PROTECT IT. WE NEED THE COMPATIBILITY STANDARDS TO PROTECT OUR SINGLE-FAMILY HOMES AND I WOULD URGE YOU TO THINK SERIOUSLY ABOUT WHAT'S GOING ON HERE AND TO HONOR THREE YEARS OF HARD WORK THIS NEIGHBORHOOD HAS PUT INTO THE PLAN. THANK YOU.

MAYOR WYNN: THANK YOU, LINDA. [APPLAUSE]

MAYOR WYNN: HENRY FLORES. HENRY FLORES SIGNED UP WISHING TO SPEAK IN OPPOSITION. PATRICIA WALLACE. HENRY, HOW ARE YOU? YOU'LL HAVE THREE MINUTES AND BE FOLLOWED BY PATRICIA WALLACE.

MAYOR AND COUNCIL, MY NAME IS HENRY FLORES. MY WIFE AND I LIVE AT 1101 MANLOVE. WE'RE AT THE BOTTOM OF THE HILL THERE. AND MY HOUSE AND MY NEIGHBOR STEVE'S HOUSE ARE RIGHT AT THE END OF THE CUL-DE-SAC, SO WE ARE GOING TO BE DIRECTLY INFLUENCED BY WHATEVER IS BLTD ON THAT PROPERTY, AND WE OBJECT TO IT. WE OBJECT TO IT BECAUSE GR-MU IS GROCERY OVERWHELMING THAT HILLSIDE. IT WILL HAVE A NEGATIVE IMPACT ON SINGLE-FAMILY HOMES. THESE ARE SOME OF THE LAST SINGLE-FAMILY HOMES WE HAVE ALONG THAT EAST RIVERSIDE PROJECT. WE UNDERSTAND THAT IT'S A CORRIDOR, BUT THOSE HOMES MUST BE MAINTAINED AND PROTECTED TO THE BEST OF YOUR ABILITY. THAT'S ONE OF THE REASONS WE'RE HERE, IS TO PROMOTE THE PUBLIC GOOD AND TO HAVE A LIVABLE AUSTIN, A LIVABLE AUSTIN REQUIRES SINGLE-FAMILY HOMES. WE'RE NOT THERE YET TO HAVE A CHICAGO OR A NEW YORK CITY WHERE YOU HAVE 30-FOOT SKY LINES, 30 STORY SKY LINES. THE EXISTING ZONING SHOULD BE RETAINED TO FOSTER INFILL OF THOSE SF-3 LOTS AND ALLOW DEVELOPMENT OF AN OFFICE DEVELOPMENT ON THE LO LOT. THAT'S MY IMPRESSION OF WHAT WE SHOULD DO. YOU'VE ALSO HEARD FROM MY NEIGHBOR CHRIS THAT WE COULD DO SINGLE FS 6 ON THOSE SINGLE-FAMILY LOTS. WHAT DOES THAT BRING TO THE NEIGHBORHOOD? IT BRINGS NEIGHBORS. IT DOESN'T BRING RETAIL. IT DOESN'T BRING PARKING. IT BRINGS NEIGHBORHOODS. [APPLAUSE]

AND THAT'S WHAT WE'RE ALL ABOUT. I MADE A CONSCIOUS DECISION TO LIVE IN INNER AUSTIN. I DIDN'T LIVE IN INNER AUSTIN. I MOVED IN INNER AUSTIN, AND IT WAS A DECISION BECAUSE I LIKED THE NEIGHBORHOOD. IT'S DIVERSE. IT BRINGS JOY TO MY HEART WHENEVER I TALK TO MY NEIGHBORS BECAUSE THEY ALL BRING THEIR OWN POINT OF VIEW, AND YOU'VE HEARD MANY OF THEM TODAY, THEY'RE WONDERFUL PEOPLE BUT

THEY'RE ALL INDIVIDUAL, AND OUR NEIGHBORHOOD IS IMPORTANT TO US. AS AN ALTERNATIVE TO SINGLE-FAMILY HOUSING OF COURSE YOU WOULD BRING MORE DENSITY, BUT I THINK WE CAN MANAGE THAT, AND I THINK CHRIS CAVELO'S LITTLE PRESENTATION EXEMPLIFIED THE ABILITY THINKING TO MAINTAIN THE NEIGHBORHOOD AND STILL OFFER OUR APPLICANT AN ABILITY TO PUT A RETAIL OPERATION DOWN THERE IF SO NECESSARY. I PERSONALLY WANT HIM TO HAVE HIS OFFICE BUILDING THERE AND YOU COULD DO THAT BY MAINTAINING THE LO AND SIMPLY REMOVING THE FOOTPRINT RESTRICTION, AND HE COULD BUILD HIS OFFICE COMPLEX. THAT'S WHAT THE APPLICANT HAS ALWAYS TALKED TO ME ABOUT SINCE HE MOVED TO THAT HILLSIDE BECAUSE HE WANTED TO BUILD HIS OFFICE BUILDING AND OF COURSE NOW WE ARE THREE YEARS LATER AND WE'RE BUILDING A MAJOR COMPLEX ALL ALONG THOSE THREE ACRES. I WOULD ALSO DIRECT YOUR ATTENTION TO THOSE -- THAT SINGLE-FAMILY LOT THAT STICKS RIGHT IN MY BACKYARD. IT'S NEVER BEEN APPROPRIATE ON CONSIDER ONE SINGLE LOT THAT GOES RIGHT INTO THE NEIGHBORHOOD. IT'S CLOSER TO ENGLEWOOD STREET THAN IT IS TO RIVERSIDE DRIVE, AND IT'S NOT PART OF THE RIVERSIDE CORRIDOR. YOU CAN'T EVEN SEE RIVERSIDE DRIVE THERE UNLESS YOU GET UP ON ONE OF THE OAK TREES THAT'S PROBABLY GOING TO BE KNOCKED DOWN. AND I WANT TO THANK YOU FOR YOUR TIME. I MOVE THAT THE ZONING REQUEST BE DENIED. IT DOES NOT MEET THE GOALS OF THE NEIGHBORHOOD PLAN AND CITY CODE REQUIREMENTS FOR COMPATIBILITY WITH EXISTING SINGLE-FAMILY HOUSING. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU, HENRY. [APPLAUSE]

MAYOR WYNN: PATRICIA WALLACE. PA..PATRICIA WALLACE. WELCOME, MA'AM, YOU'LL HAVE THREE MINUTES AND YOU'LL BE FOLLOWED BY FAY DWIGHT, WHO WILL BE FOLLOWED BY GORDON PETERS.

MY NAME IS PATRICIA WALLACE AND I BELONG TO THE SOUTH RIVER CITY CITIZENS ASSOCIATION, AND I LIVE IN A SINGLE-FAMILY HOME IN THE EROC AREA, AND I'VE BEEN INVOLVED IN THE PLANNING PROCESS ON AND OFF EVER SINCE IT'S BEEN GOING ON. MY CONCERN, WHICH I'M GOING TO ADDRESS TONIGHT, HAS TO DO WITH TRAFFIC IMPACT, SO I AM OPPOSED TO THE PROPOSAL OF SCHULER FOR ALL THE REASONS THAT HAVE BEEN EMBODIED IN THE PRESENTATIONS AGAINST SO FAR, BUT I WON'T REPEAT THEM. I JUST WANT TO BRING TO YOUR ATTENTION THE TRAFFIC IMPACT ISSUE. I LIVE JUST OFF OF WOODLAND ON SYLVAN DRIVE. THERE IS A SINGLE-FAMILY HOME STRIP THAT RUNS FROM RIVERSIDE SOUTH TO OLTORF AND FROM PARKER ON THE EAST TO I-35 ON THE WEST. I'M PART OF THAT SINGLE-FAMILY GROUP OF HOMES. IT'S A WONDERFUL NEIGHBORHOOD. WE ALL CHOSE TO LIVE THERE KNOWING THAT WE WERE RIGHT ON THE EDGE OF DOWNTOWN. IT'S MIXED AGES. PEOPLE WITH CHILDREN, PEOPLE WITHOUT CHILDREN, OLD PEOPLE LIKE MYSELF. WE VALUE IT VERY MUCH, AND OVER THE YEARS BEING INVOLVED IN THE PLANNING PROCESS I UNFORTUNATELY HAVE ACQUIRED THE IMPRESSION THAT YOU DON'T GIVE A THING ABOUT IT. NEVERTHELESS, I WANT TO ADDRESS THE TRAFFIC ISSUE. I WORK OUT OF MY HOME, AND I FREQUENTLY -- DO I POINT TO -- I JUST WANT TO POINT

SOMETHING OUT TO YOU. OH, I DO IT HERE? I'M NEW AT THIS. SORRY. OKAY. IS THAT SHOWING? OKAY. HERE'S -- HERE'S THE CORNER WHERE THE DEVELOPMENT IS GOING TO BE. I WANT TO BRING TO YOUR ATTENTION THAT SUMMIT STREET RUNS FROM HERE WHERE IT INTERSECTS WITH RIVERSIDE DRIVE THROUGH THIS AREA ALL THE WAY OVER TO WOODLAND. WOODLAND IS A MAJOR EXIT OFF OF I-35, AND I'VE LIVED IN MY HOME FOR EIGHT YEARS. DURING THAT EIGHT YEARS THE TRAFFIC ON THE ACCESS ROAD FOR PEOPLE WANTING TO GET ONTO I-35 GOING NORTH HAS GOTTEN LONGER AND LONGER AND LONGER. THERE ARE MORE HOURS OF THE DAY WHEN I COME OUT OF MY HOME ONTO WOODLAND, ONTO THE ACCESS ROAD, AND I HAVE -- AND THE LINE GOES ALL THE WAY BACK PRACTICALLY TO WOODLAND. SO I HAVE TO SIT THROUGH, LIKE, TWO OR THREE LIGHTS BEFORE I CAN EVEN GET ACROSS RIVERSIDE. I FREQUENTLY, BECAUSE OF THE NATURE OF MY WORK, HAVE TO DROP THINGS OFF. I CAN'T BELIEVE, IS IT -- THAT ME? WELL, ANYWAY --

THAT WAS YOUR THREE MINUTES, BUT TAKE A MINUTE AND CONCLUDE, PLEASE.

OKAY. I FREQUENTLY MAKE A TRIP WHICH IS DOWN THE ACCESS ROAD, WHIPPING AROUND -- I DROP OFF SOMETHING IN A FEDEX BOX RIGHT HERE. I GO AROUND AND THEN I GET ON TO SUMMIT AND COME BACK OVER TO TRY TO GET ONTO WOODLAND. I USED TO TURN LEFT THERE, EXIT ON SUMMIT ONTO WOODLAND AND TURN LEFT TO... TO GET BACK TO MY HOME. I GAVE UP DOING THAT BECAUSE I WAS INVOLVED IN A PRETTY BAD ACCIDENT RIGHT THERE, AND NOW I GO THROUGH THE NEIGHBORHOOD. BUT I'M SAYING WHATEVER IS BUILT EITHER COMMERCIAL OR A MIX OF COMMERCIAL AND RESIDENTIAL, HERE IS GOING TO INCREASE GREATLY THE TRAFFIC ON SUMMIT STREET. ANYBODY WANTING TO GET ON RIVERSIDE GOING ANYWHERE IS GOING TO AVOID, IF THEY HAVE ANY SENSE WHATSOEVER, THEY'RE GOING TO AVOID EXITING OFF OF SUMMIT ONTO RIVERSIDE. YOU TAKE YOUR LIFE IN YOUR HANDS IF YOU GO THAT WAY. SO MANY PEOPLE ARE GOING TO TAKE THE TROUBLE TO GO ALL THE WAY DOWN ON SUMMIT TO WOODLAND, AND FROM THERE, WHETHER THEY'RE GOING TO GO SOUTH OR NORTH, THEY'RE GOING TO ATTEMPT TO EXIT ON SUMMIT. THAT IS EXTREMELY DANGEROUS. COMING FROM WOODLAND TOWARD I-35, IF YOU'RE ON SUMMIT TRYING TO GET ONTO WOODLAND, THERE IS A HILL RIGHT TO YOUR LEFT. IT'S A BLIND ACCESS. THAT'S HOW I GOT HIT. A CAR COULDN'T -- CARS CAN'T SEE THAT YOU'RE THERE WANTING TO EXIT OFF OF SUMMIT.

MAYOR WYNN: PLEASE CONCLUDE, MISWALLACE. YOUR TIME IS LONG EXPIRED.

IF YOU DO GRANT THIS, WHICH I WISH YOU WOULDN'T, BUT IF YOU DO, DON'T DO IT UNTIL SIMULTANEOUSLY WITH THIS -- WITH BUILDING THIS DEVELOPMENT YOU CAN IMPROVE ACCESS ON SUMMIT. THERE ARE NO SIDEWALKS. THERE ARE NO BIKE LANES. PEOPLE ARE GOING TO GET KILLED.

THANK YOU, MS. WALLACE. PLEASE CONCLUDE.

THANK YOU VERY MUCH.

MAYOR WYNN: NEXT SPEAKER IS SAGE WHITE. SAGE, YOU'LL BE FOLLOWED BY GORDON PETERSON. YOU HAVE THREE MINUTES. WELCOME.

GOOD EVENING, AND HAPPY NEW YEAR. I THINK THIS ONE IS WORKING. MY NAME IS SAGE WHITE AND I LIVE IN TRAVIS HEIGHTS JUST ACROSS THE FREEWAY. ACTUALLY THE SINGLE-FAMILY AREA JUST EAST OF THE FREEWAY IS PART OF OUR NEIGHBORHOOD. IT WAS THE CITY PLANNING DEPARTMENT WHO DECIDED TO SPLIT OUR NEIGHBORHOOD UP INTO DIFFERENT PLANNING AREAS, SO WE WERE -- OUR NEIGHBORHOOD WAS BEFORE YOU LAST YEAR, THE PART OF OUR NEIGHBORHOOD THAT'S ON THE WEST SIDE OF THE FREEWAY IN OUR NEIGHBORHOOD PLAN WAS THE GREATER SOUTH RIVER CITY PLAN. AND THE PORTION OF EROC THAT IS FROM THE HIGHWAY TO PARKER, EAST OF PARKER, IS PART OF OUR NEIGHBORHOOD AND HAS BEEN. AND IF YOU -- IF YOU DRIVE THROUGH THERE, THAT PART HAS A LOT MORE IN COMMON WITH TRAVIS HEIGHTS THAN IT HAS WITH ANYTHING EAST OF PARKER. WHEN WE WERE BEFORE YOU AND ASKING YOU TO CONSIDER THE GREATER SOUTH RIVER CITY NEIGHBORHOOD PLAN, EACH OF YOU GAVE A GREAT DEAL OF CONSIDERATION TO THE NEIGHBORS' WISHES AND DESIRES. WE DIDN'T ALWAYS -- I THINK WE HAD SOME -- SOME DIFFERENCES, BUT BASICALLY I WAS IMPRESSED BY HOW WILLING YOU WERE TO LISTEN TO THE NEIGHBORS' CONCERNS AND PREVENT REAL PROBLEMS LIKE AN INDUSTRIAL SIGN SHOP AT THAT CORNER OF WOODLAND AND THE SOUTH FRONTAGE ROAD OF I-35. I ASK YOU TO GIVE AS MUCH CONSIDERATION TO THE FOLKS WHO -- TO OUR NEIGHBORS WHO LIVE EAST OF I-35. I DON'T KNOW IF THEY'RE GETTING PART OF THE DISCRIMINATION THAT PEOPLE ON THE EAST SIDE SEEM TO HAVE BEEN VICTIM TO FOR YEARS BUT THOSE PEOPLE WHO WORKED EVEN LONGER ON THEIR NEIGHBORHOOD PLAN THAN WE WORKED ON OUR PART OF IT, THOSE FOLKS REALLY DESERVE CONSIDERATION, AND TONY AND GAIL AND OTHER FOLKS WHO TALKED ABOUT THAT, I KNOW YOU'VE SEEN THEM A LOT AND I KNOW THAT YOU'D LIKE TO HEAR SOMETHING -- THAT THOOS THOSE PEOPLE HAVE REALLY GIVEN A LARGE PART OF THEIR LIVES TO TRYING TO FIGURE OUT HOW THIS NEIGHBORHOOD CAN BE DEVELOPED BEST. AND AS YOU KNOW, NOBODY IS AGAINST DENSITY HERE. IT'S ALREADY ONE OF THE MOST DENSE AREAS IN THE CITY. I ASK YOU TO CONSIDER TWO THINGS. ONE, TO CONSIDER THE NEIGHBORS' WISHES FOR THAT SINGLE-FAMILY NEIGHBORHOOD AND TO PRESERVE IT, BECAUSE IT'S SINGLE-FAMILY THAT'S NOT THERE. AND SECOND THING, PROPERTY RIGHTS. THE OWNER HAS NO RIGHT TO THE ZONING HE'S REQUESTING. HE HAS A RIGHT TO DEVELOP HIS PROPERTY WITHIN THE RESTRICTIONS OF THE ZONING THAT HE NOW HAS, AND HE HAS -- HE HAS NO RIGHT OR REASONABLE EXPECTATION OF BEING ABLE TO DEVELOP IT UNDER OTHER ZONING THAT HE DOESN'T HAVE. AND AT THE VERY LEAST I URGE YOU -- I URGE YOU TO DELAY MAKING A CHANGE AND THEN COME BACK LATER IF HE'S GOT A REAL PROJECT. LET HIM COME BACK LATER AND GET IT CHANGED, BUT IF YOU CHANGE PART OF THIS TO LIMITED INDUSTRIAL, IT'S GOING TO BE VERY DIFFICULT TO EXPLAIN WHY LIMITED INDUSTRIAL IS NOT ALSO APPROPRIATE FOR THE AREA ON THE

OTHER SIDE OF I-35.

MAYOR WYNN: THANK YOU, MS. WHITE. YOUR TIME IS EXPIRED.

THANK YOU.

MAYOR WYNN: THANK YOU. GORDON PETERSON IS OUR NEXT SPEAKER. [APPLAUSE]

MAYOR WYNN: GORDON PETERSON SIGNED UP WISHING TO SPEAK. OKAY. AND TRYING TO TRULY OCCUR FAVOR WITH US, CAROL GIBBS, MALCOLM YATES AND JANUARY LONG SIGNED UP AGAINST BUT NOT WISHING TO SPEAK. SO COUNCIL, THAT'S ALL THE FOLKS THAT SIGNED UP IN OPPOSITION TO THE ZONING CASE. NOW, THE APPLICANT'S AGENT HAS A ONE-TIME THREE MINUTE REBUTTAL. WELCOME BACK, MR. THROWER.

MAYOR, COUNCIL MEMBERS, WE'VE BEEN THROUGH A LONG PROCESS ON THIS CASE. I DON'T THINK THAT WE'RE RUSHING TO ANYTHING AT THIS POINT. ONE OF THESE CASES IS THREE YEARS OLD. WHAT WE'RE TRYING TO DO HERE IS EXACTLY THE GOALS AND OBJECTIVES THAT EVERYBODY IS LOOKING FOR FOR URBAN INFILL, SIERRA CLUB, SOS, EVERYBODY SEEMS TO SUPPORT EXACTLY WHAT WE'RE TRYING TO ACHIEVE HERE. ALTERNATELY IF YOU TAKE ALL THIS DEVELOPMENT OUT AND YOU PUT IT IN THE OUTLYING AREAS IN THE SUBURBAN PART, YOU'RE POTENTIALLY DESTROYING MAYBE UP TO 80 ACRES OF LAND IF IT'S ALL GOING TO BE ON SEPTIC. WE'RE TRYING TO GET DEVELOPMENT TOWARDS THE CORE. WE'RE TRYING TO DO A MIXED USE PROJECT AND A VERTICAL USE PROPERTY. IS FS OR LO APPROPRIATE FOR THIS AREA. IS GR-MU, RETAINING THE TWO HOMES AND PUTTING IN A 25 ROOM HOTEL APPROPRIATE FOR THIS SITE? I WOULD SUBMIT TO YOU THAT IT IS NOT. THAT PLAN HAS BEEN IN PLACE FOR 20 YEARS AND IT'S NOT BEEN DEVELOPED AS SUCH. WE ONLY ASK FOR LIPDA TO RELAX THE FRONT BUILDING SETBACK AND THAT'S IT. WE CANNOT ATTACH A PLAN DEVELOPMENT AGREEMENT TO ANYTHING OTHER THAN BASICALLY INDUSTRIAL ZONING OR COMMERCIAL HIGHWAY ZONING, WHICH REQUIRES US TO BE A TWO STATE MAINTAIN ROADWAY. LI IS OUR ONLY OPTION. OTHER THAN THAT IT'S A GR-MU DEVELOPMENT. WE'RE IN AN AREA WHERE WE HAVE 225,000 CARS A DAY, IH-35 AND RIVERSIDE. THAT IS A SIGNIFICANT AMOUNT OF CARS IN THAT AREA. WE'RE LOOKING FOR A TYPE OF DEVELOPMENT THAT WILL HAVE 24-HOUR OCCUPANCY FOR THE ENTIRE STRUCTURE ALONG RIVERSIDE DRIVE, OFFICE ONLY ALONG THE IH-35 PORTION. WE'RE LOOKING FOR A DEVELOPMENT THAT PEOPLE WILL BE PROUD OF TO LIVE THERE, TO WORK THERE, TO BE A PART OF. MY CLIENT BOUGHT THE PROPERTY. YES, HE DOES WANT TO PUT HIS OFFICE BUILDING THERE. HE CAN'T DO IT BY HIMSELF. HE WOULD LIKE TO PARTNER WITH SOMEBODY THAT CAN DO THE DEVELOPMENT FOR THE PROPERTY SO THAT HE CAN STAY THERE. HIS GOAL IS TO STAY THERE ON THIS SITE. YOU SAW THE RENDERING ABOUT THE HEIGHT AND I JUST WANT TO BRING THAT UP. IN ONE OF THE MEDIATION PROCESSES, FIRST OF ALL, I DON'T LIKE DOING RENDERINGS WITH -- BUT THROUGH THE MEDIATION WE WERE ASKED TO DO A RIGHT..... RENDERING SHOWING WHAT WE WERE PROPOSING ALL ALONG AND THERE WAS A DESIRE TO TO SEE WHAT THAT

DEVELOPMENT WOULD LOOK LIKE IN A SINGLE TOWER. I DIDN'T PRESENT THAT TO YOU-ALL AS AN OPTION. THAT'S NOTHING WE WOULD CONSIDER PUTTING UP AGAINST THE NEIGHBORHOOD AT ALL. MAYOR, IN RESPONSE TO... TO THE QUESTIONS THAT YOU ASKED OF ME EARLIER, MY CLIENT IS MORE THAN WILLING, IN FACT, HE IS ALREADY COMMITTED TO A TWO STAR GREEN BUILDING PROGRAM. THE AFFORDABILITY, WE CAN AGREE TO IT WITH SOME CAVEATS. WE HAVE SOME ISSUES RELATING TO THAT. WE ARE PUTTING A LOT OF MONEY INTO THE RESTRICTIONS THAT WE'VE ALREADY AGREED TO AS WELL AS THE EXCAVATION. AFFORDABILITY BECOMES A LITTLE BIT MORE PROBLEMATIC, AND I WOULD SUBMIT THAT ADDITIONAL DENSITY MAY BE APPROPRIATE FOR THE AFFORDABILITY. AND AGAIN, COUNCIL, I WOULD ASK YOU IF WHAT WE'RE PROPOSING IS NOT APPROPRIATE HERE, THEN PLEASE HELP US FIND SOMETHING THAT MAY BE APPROPRIATE HERE. THE WALLS ALONG RIVERSIDE AND THE PEDESTRIAN NATURE OF THAT AREA IS BAD. WE LOOK FOR YOUR SUPPORT. THANK YOU.

MAYOR WYNN: THANK YOU, MR. THROWER. COUNCIL, IF YOU DON'T MIND, BEFORE WE PERHAPS HAVE QUESTIONS OF THE NEIGHBORHOOD, APPLICANT OR STAFF, APPARENTLY ONE OTHER CITIZEN TRIED TO SIGN UP AND THE SYSTEM WASN'T ACCEPTING IT. DAWN SIZMAR WANTED TO SPEAK. DAWN, SORRY WE SKIPPED OVER YOU.

GOOD EVENING, COUNCIL MEMBERS. MY NAME IS DAWN SIZMAR. I REPRESENT SUCH AREA AS THE AREA COORDINATOR FOR THE SOUTH RIVER CITIZENS AND I AM A CHARTER MEMBER OF THE NEIGHBORHOOD PLANNING PROCESS IN THE EAST RIVERSIDE OLTORF COMBINED NEIGHBORHOOD AREA AND A MEMBER OF THE PLANNING TEAM FOR OVER THREE YEARS. I HAVE SPOKEN BEFORE TO PLANNING COMMISSION. ORIGINALLY WHEN THIS REQUEST CAME FORWARD AND WAS DENIED BY THE PLANNING COMMISSION, AND I'VE SPOKEN TO COUNCIL BEFORE WHEN THIS REQUEST BY THIS PARTICULAR OWNER AND AGENT, WHO ARE RECOGNIZED AS INSUFFICIENT TO BE APPROVED AND WAS POSTPONED INDEFINITELY, APPARENTLY WE WOULD HOPE TO GIVE SOME ATTENTION TO THE NEIGHBORHOOD PLAN. AND THIS IS A TAINTED CASE, AROUND I.....AND I UNDERSTAND THAT IT'S VERY DIFFICULT TO... TO SAY NO TO DEVELOPERS, BUT I WOULD ASK YOU TO -- YOU ARE OUR ELECTED OFFICIALS, AND WE THE CITIZENS OF AUSTIN EXPECT YOU TO SERVE RESPONSIBLY THE PEOPLE OF THE CITY OF AUSTIN. [APPLAUSE]

THAT'S WHY I'M HERE. I BELIEVE THAT YOU WANT TO. I DO. NEIGHBORHOODS HAVE LONG MEMORIES. I HAVE NEIGHBORHOODS WHO HAVE LIVED HERE 30, 40, 50 YEARS, RAISED THEIR CHILDREN, HAVE GRANDCHILDREN WHO ARE NOW LIVING IN THE HOMES THAT THEIR GRANDPARENTS LIVED IN AND THE TRAIL GOES ON. EAST OF 35 WE'VE BEEN TAKING A BEATING, ONE BEATING AFTER ANOTHER ON ZONING CASES, SOME OF WHICH ARE HIGHLY QUESTIONABLE. THIS IS JUST SUCH A CASE. SERIOUSLY -- SERIOUS QUESTIONS HAVE BEEN RAISED OVER THE TIME WEST OF 35, RIVERSIDE DRIVE IS RECOGNIZED AS A HIGHLY PRIZED FOR SINGLE-FAMILY RESIDENTIAL PROPERTY. EAST OF 35 ANYTHING GOES. WE NEED, AND I'VE BEEN SAYING FOR A LONG TIME AND I'LL REPEAT WHAT I HAVE SAID IN PAST YEARS, THREE YEARS THAT WE'VE BEEN DEALING WITH THIS CASE, WE NEED A COMPREHENSIVE

OVERVIEW IN TERMS OF ACTUAL -- WE NEED REAL PLANNING FOR THIS VERY IMPORTANT INTERSECTION IN THE CITY OF AUSTIN. ALL FOUR CORNERS NEED TO BE CONSIDERED INDEPENDENTLY, NOT AS SPOT ZONING. THESE ARE ANCIENT HILLS, BLUFFS OF THE RIVER, THAT WERE THERE BEFORE THERE WERE DAMS TO MAKE IT APPARENTLY DOCILE TOWN LAKE. IT'S ALREADY BEEN CARVED OUT. THERE'S ALREADY BEEN EXCAVATION. THERE'S ALREADY BEEN DEALS MADE. THERE WERE DEALS WITH NEIGHBORS MADE AND WE ARE IN THE PROCESS OF BREAKING ONE AFTER ANOTHER OF THE DEALS THAT HAVE BEEN MADE WITH THE NEIGHBORHOODS. THERE'S ALREADY ENOUGH EXCAVATION THAT'S BEEN DONE IN OUR AREA AND IT'S BEEN TERRIBLE. IT'S BY AND LARGE BEEN A FAILURE. THERE ARE ANCIENT TREES, OUT OF HEARD OVER 800-YEAR-OLD, TREATY OAK. THIS PARTICULAR PART OF THE HIGHWAY HAS BEEN DESIGNATED BY THE STATE AS SCENIC HIGHWAY. YOU DRIVE ALONG IH-35 AND A LOT OF IT ISN'T TOO SCENIC. THIS IS. ACROSS THE BOARD THE PEOPLE OF THE CITY OF AUSTIN WANT RESPONSIBLE PLANNING. WE WANT YOU TO PROTECT OUR TREES, PROTECT OUR NATURAL RESOURCES, PLEASE, PLEASE DENY THIS CASE. IT IS NOT WORTHY OF CONSENT. THANK YOU.

THANK YOU, MS. SIZMAR. [APPLAUSE]

MAYOR WYNN: OKAY. COUNCIL, POLICY SCRIES THAT WE SPLIT THAT UP. OKAY. SO COUNCIL, I'LL -- THERE ANY QUESTIONS, COMMENTS OF STAFF, THE APPLICANT, NEIGHBORS? MAYOR PRO TEM...

GUERNSEY:

MAYOR.....

MR. GUERNSEY, ON THE PORTION THAT THE OWNER IS REQUESTING THAT WE ZONE LI IN ORDER TO GET THAT 10-FOOT SETBACK RELEASED, WHAT ASSURANCE ARE YOU GOING TO PUT ON THIS PROPERTY THAT IT DOES GET DEVELOPED AS GR USES? HOW ARE WE GOING TO ACCOMPLISH THAT?

GUERNSEY: WELL, THERE WOULD BE, IN THE ORDINANCE, IT WOULD ACTUALLY SPECIFY THE USE AND SITE DEVELOPMENT REGULATIONS THAT WOULD BE ALLOWED ON THIS PROPERTY, AND THEY WOULD ACTUALLY SPEAK TO THE GR-MU USES. IF COUNCIL WERE TO INCLUDE THE CONDITIONS THE PLANNING COMMISSION, THEY MAY HAVE ADDITIONAL CONDITIONS, THAT WHEN IT GETS TO THE FRONT YARD SETBACK IT WOULD SPEAK TO THE RELAXED SETBACK THAT MR. THROWER HAS REQUESTED INSTEAD OF THE 10-FOOT SETBACK.

OKAY.

WELL, THAT WOULD BE HANDLED IN THE ORDINANCE ITSELF?

THAT WOULD BE HANDLED IN THE ORDINANCE.

AND THE NEIGHBORHOOD WOULD BE ASSURED THERE WOULD BE NO INDUSTRIAL DEVELOPMENT ALONG THERE?

THAT'S CORRECT.

OKAY.

MAYOR WYNN: COMMENTS, QUESTIONS? ANYBODY ELSE? COUNCIL MEMBER MCCRACKEN?

MCCRACKEN: MAYOR, I HAVE A QUESTION ABOUT THE ISSUE ABOUT WHETHER THIS WOULD REQUIRE A WAIVER OF COMPATIBILITY STANDARDS. MY IMPRESSION IS THAT'S NOT -- IT'S NICE.

NO, THIS DOES NOT WAIVE COMPATIBILITY STANDARDS. , IN FACT, THE REFERENCE TO FOUR STORY BUILDINGS MOST LIKELY WOULD REQUIRE VARIANCE FROM THE BOARD OF ADJUSTMENT TO ACHIEVE FOUR STORIES IN HEIGHT. THAT IS NOT AN ACTION THAT IS BEFORE YOU THIS EVENING, AND THEY WOULD HAVE TO ADDRESS THAT ISSUE BEFORE THEY COULD GET SITE PLAN APPROVAL OR A BUILDING PERMIT APPROVAL ON THIS TRACT.

I HAVE ANOTHER QUESTION. JUST -- THIS QUESTION MIGHT BE FOR MR. THROWER. THE -- THERE WAS AN ISSUE, I THINK, MR. CAVELO THAT TALKED ABOUT THIS BEING A PROPOSAL FOR A MIXED USE DESIGNATION. WOULD THE APPLICANT BE WILLING TO COMMIT TO DO A VERTICAL MIXED USE DEVELOPMENT, GMU DEVELOPMENT AS PART OF THE MOTION THIS EVENING?

WE HAVE CONSISTENTLY STATED AS OUR GOAL AND OBJECTIVE, 24-HOUR OCCUPANCY OF THIS SITE FOR THE DEVELOPMENT, AND YES, WE CAN COMPLY WITH A RESTRICTION TO GME.

THAT'S GREAT. OKAY. AND THEN -- ANOTHER QUESTION IS THE -- I THINK -- JUST TO I UNDERSTAND BETTER, IN MY UNDERSTANDING THE PRESENTATION IS THAT THE LI IS NECESSARY TO ALLOW THE DEVELOPMENT TO BASICALLY COMPLY WITH THE VERTICAL MIXED USE STANDARDS, HAVING THE SIDEWALK BECAUSE OF SETBACKS, THE STATE HIGHWAY. IS THAT WHAT'S ENVISIONED?

THERE'S A LOT OF RIGHT-OF-WAY BETWEEN THE CURB AND PROPERTY LINE FOR THE AREA ALONG IH-35 AND IN SOME CASES IT COULD BE UP TO A HUNDRED FEET, ESPECIALLY RIGHT THERE AT THE CORNER. AND EVERY FOOT THAT WE PUSH IT FURTHER AWAY FROM THE NEIGHBORHOOD I THINK IS BETTER, AND THAT'S WHAT WE'RE TRYING TO ACHIEVE HERE.

LI LET'S YOU DO THAT WHEREAS OTHER ZONING CATEGORIES DO NOT?

IT'S NOT THE LI, IT'S THE PDA, THE PLANNED DEVELOPMENT AGREEMENT THAT MR. GUERNSEY STATED AS PART OF THE ORDINANCE WHERE WE'RE ONLY RELAXING THE ONE STANDARD OF THE SETBACK TO 10 FEET WHEREAS IF IT WAS GR IT WOULD BE REQUIRED -- RELAXING IT TO ZERO, AND IF IT WAS GR IT WOULD BE 10 AND UNDER COMMERCIAL DESIGN STANDARDS I KNOW THAT YOU CAN RELAX THAT EVEN FURTHER, BUT IF WE CAN GET IT TO ZERO EVEN BETTER, WE'VE GOT PLENTY OF ROOM OUT THERE TO DO ANOTHER SIDEWALK.

MCCRACKEN: AND THEN THERE WAS AN ISSUE -- A QUESTION I THINK MR. CAVELO HAD ABOUT THE DEPTH OF THE LOT AND THE PORTIONS OF RIVERSIDE THAT ARE ZONED SF-3. WHAT'S THE SITUATION OF THE DEPTH OF THE DEVELOPMENT THERE?

IT'S NARROW. THERE'S NO DOUBT, AND AGAIN, THE FARTHER WE CAN PUSH AWAY FROM THE NEIGHBORHOOD THE BETTER. I'VE LOOKED AT THIS SITE. THE ARCHITECTS HAVE LOOKED AT THIS SITE. OTHER PEOPLE HAVE LOOKED AT THIS SITE AND REALIZED THAT WHAT WE ARE PROPOSING IN THE SCHEMATICS CAN WORK, DOES WORK AND WILL WORK.

YEAH, MY READ BY THE WAY, IN LOOKING AT THE GUADALUPE 31 PHOTOGRAPH, WHICH IS -- I AGREE, A GREAT DEVELOPMENT, IS THAT IT HAS A DEPTH, BECAUSE IT HAS THE FULL PARKING DECK BEHIND IT TOO. AND SO THAT, FROM MY FAMILIARITY AT THE GUADALUPE 31 DEVELOPMENT, THE RESIDENTIAL PORTION OF THAT WOULD EASILY FIT WITHIN THE AMOUNT OF AREA THAT IN THAT THREE AREA. THE PARKING WOULD BE SHIFTED OVER. AT LEAST NO BARRIER TO DOING THAT ANYWHERE.

THAT'S RIGHT. AND WHERE WE GET NARROW, THE PARKING THEN BECOMES SI NO ONE MUST WITH THE RESIDENTIAL STRUCTURE THAT WOULD THEN BE ON TOP OF IT. SO BY NO MEANS ARE WE TRYING TO PUT A SQUARE PEG IN A ROUND HOLE HERE.

THANK YOU. IN FACT, I -- JUST A SECOND, BECAUSE AS I UNDERSTAND IT, AS WE LOOK AT THE CURRENT ZONING ON THIS MAP, RIGHT NOW THIS DEVELOPMENT COULD BASICALLY -- THAT'S PROPOSED, COULD BE DONE -- VERTICAL MIXED USE DEVELOPMENT COULD BE DONE ON THIS EXCEPT FOR TWO THINGS, ONE OF WHICH IS THAT THE HIGHWAY SETBACK REQUIRES THAT THE DEVELOPMENT BE PUSHED CLOSER TO THE NEIGHBORHOOD, SO IF YOU DON'T GET THAT ZONING CHANGE, YOU WOULD BE REQUIRED TO PUSH THE BUILDINGS CLOSER TO THE NEIGHBORHOOD, THE ZONING CHANGE IS ACTUALLY REQUIRED TO PULL THE BUILDINGS FURTHER FROM THE NEIGHBORHOOD. AND THE SECOND REASON -- THE SECOND IMPEDIMENT WOULD BE THAT THERE IS A CHUNK OF SINGLE-FAMILY 3 ZONING ON RIVERSIDE DRIVE, WHICH IS WILDLY AT ODDS WITH VISION CENTRAL TEXAS. IT'S WILDLY AT ODDS WITH THE COMPACT THIS COMMUNITY HAS HAS MADE. PLEASE BE RESPECTFUL, THAT WE, THIS COUNCIL, HAVE STEPPED FORWARD AND SAY -- THE MCMANSION ORDINANCE BECAUSE WE'RE NOT AGAINST SINGLE-FAMILY NEIGHBORHOODS, PUTTING IN OTHER CORRIDORS, AND THAT WAS A COMPACT. THE DENSITY MUST GO IN THE

CORRIDORS. IT MUPT GO IN THE NEIGHBORHOOD. THAT MEANS EVERYBODY HAS GOT TO CARRY THEIR LOAD. THAT MEANS THAT THE DEVELOPERS CAN'T BE TRYING TO JAM DENSITY NEIGHBORHOODS. THE NEIGHBORHOODS NEED TO RESPECT HIGH QUALITY DEVELOPMENT ON THE CORRIDORS AND THAT IS A SUCCESSFUL APPROACH IN ARLINGTON, VIRGINIA, FOR INSTANCE, THAT IS PROTECT THE SINGLE FAMILIES AND HAD GREAT REDEVELOPMENT. I PERSONALLY BELIEVE THAT AS PROPOSED THESE ZONING CHANGES ARE NECESSARY TO MAKE US MORE NEIGHBORHOOD FRIENDLY AND TO HONOR THE AGREEMENT IN THIS COMMUNITY ABOUT WHERE WE PUT THE DENSITY. SO I'M GOING TO SUPPORT IT WITH THE CHANGES THAT HAVE BEEN OUTLINED.

THANK YOU, COUNCIL MEMBER.

MAYOR WYNN: MAYOR PRO TEM?

DUNKERLEY: MR. THROWER, THIS PIECE THAT ACTUALLY JUTS OUT INTO THE NEIGHBORHOOD, THERE WILL NOT BE ANY DEVELOPMENT ON THAT?

THAT'S CORRECT. THAT'S OFF THE TABLE AS FAR AS DOING ANY DEVELOPMENT. YES, MA'AM.

DUNKERLEY: THAT IS PART OF THE --

THAT IS PART OF THE RESTRICTIONS, THE LIST OF 16 16 RESTRICTIONS.

MAYOR WYNN: COUNCIL MEMBER MARTINEZ?

MARTINEZ: I JUST WANT TO MAKE SURE THAT YOU SAID THAT YOU WOULD AGREE TO THAT, THAT'S A RESTRICTIVE COVENANT?

YES, COUNCIL MEMBER MARTINEZ.....COUNCIL MEMBERMARTINEZ MART WOULD YOU ALSO AGREE TO MAINTAIN IT AS GREEN SPACE AND PROVIDE ACCESS TO THE SURROUNDING NEIGHBORS AS OPPOSED TO JUST THE PROPERTY OWNERS ON THE SITE?

WE ACTUALLY OFFERED THAT, MAKING THAT A PARK SETTING BACK IN THERE, AND MR. FLORES, ALONG WITH A FEW OTHER RESIDENTS DIDN'T LIKE THE IDEA THAT IT WOULD BE A PARK-TYPE SETTING WHERE YOU POTENTIALLY COULD HAVE CHILDREN PLAYING, SCREAMING, THAT KIND OF THING. THAT'S WHAT WE HEARD. IF THEY'RE WILLING TO CHANGE THEIR MINDS WE CAN CONSIDER IT AS WELL.

MARTINEZ: THANKS.

MAYOR WYNN: MR. THROWER, I WANT TO MAKE SURE I UNDERSTOOD YOUR COMMITMENT TO COUNCIL MEMBER MCCRACKEN ON THE VERTICAL MIXED USE BECAUSE ONE OF THE

ISSUES THAT WE PICKED UP ON EARLIER THIS YEAR, COUNCIL MEMBER MARTINEZ WAS CLEVER POINTING IT OUT, THAT WE DIDN'T WANT, YOU KNOW, THE EITHER -- IT THE EITHER/OR SCENARIO. WE WANTED -- WE WANT BOTH. WHEN WE SAY VERTICAL MIXED USE, WE WANT BOTH USES. WE WANT RESIDENTIAL ABOVE, GENERALLY ABOVE THE COMMERCIAL.

WE ARE COMMITTED TO THAT, YES.

MAYOR WYNN: OKAY. SO EVEN THOUGH -- MR. GUERNSEY HELP ME WITH THIS, EVEN THOUGH THE ZONING AS RECOMMENDED BY THE PLANNING COMMISSION TECHNICALLY THE WAY OUR CODE CURRENTLY IS WRITTEN WOULD ALLOW TYPICALLY FOR A PROPERTY OWNER TO BUILD EITHER OF THE USES WHEN THERE'S A MIXED USE DESIGNATION, HOPEFULLY AS THE GMU COMES FORWARD AND IS ADOPTED INTO THE CODE, THAT'S NO LONGER THE CASE, BUT WITH SOME TYPE OF COVENANT OR SOMETHING THAT YOU RECOMMEND, THEN THAT COMMITMENT IS GOOD, RIGHT?

GUERNSEY: BASICALLY THAT IS CORRECT. UNDER THE CURRENT MU AS IT EXISTS BEFORE THE COMMERCIAL DESIGN STANDARDS, COMES IN EFFECT IN JUST A COUPLE DAYS, IF YOU WERE DOING A PROJECT COULD BE ALL OF ONE OR THE OTHER. IT COULD BE ALL RETAIL. IT COULD BE ALL RESIDENTIAL OR IT COULD BE A COMBINATION OF BOTH. AND IF THE OWNER IS ACTUALLY SAYING THAT THEY'RE GOING TO DO A VMU BUILDING, WE CAN WORK WITH OUR WITH THE APPLICANT TO CRAFT LANGUAGE THAT IT WOULD NOT BE A STAND-ALONE RETAIL OR STAND ALONE MULTIFAMILY PROJECT.

MAYOR, I THINK ACTUALLY THERE IS A PROVISION WITHIN ALL THE VERTICAL MIXED USE DID WAS ADD ON TO THE EXISTING...ING DESIGNATION SO WE COULD SAY REQUIRED TO OPERATE UNDER THE VME PORTIONS. I DON'T THINK THAT WOULD REQUIRE A COVENANT. WE COULD SPECIFY WHICH SUBSECTION OF THE MU WAS REQUIRED TO FOLLOW. BUT I KNOW MARTY IS GOING TO CHECK ME ON THAT ONE.

MAYOR AND COUNCIL, WHAT WE WILL DO IS WE'LL TAKE A LOOK AT IT, BUT BECAUSE THE MU IS NOT YET EFFECTIVE --

THREE DAYS.

THREE DAYS, AND THIS APPLICATION WAS FILED BEFORE, I THINK YOUR BEST COURSE OF ACTION, YOUR BEST BET IS TO HAVE A RESTRICTIVE COVENANT, BUT WHAT I WILL PLEDGE TO YOU, THAT WE'LL LOOK AT THE ISSUE AND WE'LL COME BACK SECOND AND THIRD READING, IF IT IS THE WILL OF COUNCIL TO GO IN THAT DIRECTION, WE'LL COME BACK WITH A SOLUTION TO THE ISSUE, REGARDLESS OF HOW WE GO.

GUERNSEY: COME TO A LEGAL QUESTION, MARTY, ABOUT THE RIGHT -- WHEN THE ZONING

IS APPROVED, WHEN IT'S APPROVED VERSUS WHEN IT'S FILED.

FILED.

YEAH, WE CAN TALK --

IT PROBABLY IS. JUST BELT AND SUSPENDERS, COUNCIL MEMBER.

I APPRECIATE THAT.

AND MAYOR AND COUNCIL, THERE MAY BE ITEMS THAT ARE IN THIS LIST THAT COULD NOT ALL FIT UNDER A CONDITIONAL OVERLAY. SOME OF THEM MAY HAVE TO BE IN THE FORM OF A COVENANT. SO IF YOU DO ELECT TO ADOPT THE COMMISSION'S RECOMMENDATION OR THE MAJORITY OF THE COMMISSION'S RECOMMENDATION, WE WOULD PROBABLY BRING THAT BACK TO YOU IN THE FORM OF A ZONING ORDINANCE AND A COVENANT. ANYWAY.

MAYOR WYNN: ONE MORE TIME, I KNOW IT'S BEEN A WHILE NOW SINCE WE OPENED THE CASE. SO THE STAFF AND PLANNING COMMISSION RECOMMENDATION, REMIND ME OF THOSE ON THESE TWO CASES?

THE STAFF RECOMMENDATION ON THE OLDER OF THE TWO CASES, THAT IS CASE C 14040030, BOTH STAFF AND THE COMMISSION BOTH RECOMMENDED GR-MU-CO, BUT WITH GREATLY DIFFERENT RECOMMENDATIONS AS FAR AS THE OVERLAY AND THE RESTRICTIONS ON THE PROPERTY. ON THE OTHER TRACT, THIS IS THE MORE RECENT OF THE TWO, KC 14060117, WELL, STAFF ACTUALLY RECOMMENDED DENIAL OF THE REZONING REQUEST, AND THAT WAS MAINLY BECAUSE WE THOUGHT THE LIPDA FOR THIS PARTICULAR TRACT IN THIS INSTANCE IT WOULD NOT BE A GOOD FIT. STAFF ACTUALLY THOUGHT A VARIANCE PROBABLY WOULD BE APPROPRIATE TO REQUEST AN ADJUSTMENT GIVEN THE STEEP SLOPE AND THE NARROWNESS OF THE SITE AND THE UNIQUE CHARACTERS OF THE CONFIGURATION OF THIS PROPERTY. THE PLANNING COMMISSION RECOMMENDED LIPDA, AGAIN, WITH ALL THE GRMU USES AND SITE DEVELOPMENT REGULATIONS, SAVE AND EXCEPT THE FRONT SETBACK. THAT WOULD BE REDUCED TO ZERO AND THEN MODIFIED BY THE OTHER CONDITIONS THAT THEY PROVIDED FOR.

MAYOR WYNN: THANK YOU, MR. GUERNSEY. FURTHER QUESTIONS? COMMENTS? NONE? I'LL ENTERTAIN A MOTION. CAN WE COMBINE -- POTENTIALLY COMBINE MOTIONS 78 AND 79? STAFF IS... IS READY FOR FIRST READING REGARDLESS.

FIRST READING WOULD BE FINE ON A COMBINED MOTION. GREG, PLEASE CONFIRM FOR ME, I THINK YOU SAID THAT THERE WAS A VALID PETITION ON THE LIPDA TRACT AS WELL?

WELL, THIS IS ONLY -- YES, THERE IS -- THAT IS CORRECT. THERE IS A PETITION ON BOTH, AND THE REZONING OF BOTH PARCELS. ONLY READY FOR FIRST READING, BUT IT

WOULD..... WOULD NOT REQUIRE A VOTE OF COUNCIL TODAY, FOR FIRST READING IT WOULD ONLY REQUIRE A MINIMUM OF 4 AFFIRMATIVE VOTES TO APPROVE A REZONING, AND THEN AT THIRD READING IT WOULD REQUIRE SIX OUT OF SEVEN VOTES OF THE CITY COUNCIL TO OVERRIDE THE ADJACENT OBJECTIONS FILED BY THOSE PROPERTY OWNERS IN THE FORM OF A VALID PETITION ON EACH INDIVIDUAL CASE.

MAYOR WYNN: CORRECT. THANK YOU. ANY FURTHER COMMENTS, QUESTIONS? IF NOT, I'LL ENTERTAIN A MOTION, EITHER INDIVIDUALLY OR COMBINED. ITEM 78, 79 MOTION. AND TO CLOSE THE PUBLIC HEARING SHOULD THAT BE THE ACTION. COUNCIL MEMBER.....COUNCIL MEMBER MCCRACKEN?

MCCRACKEN: MAYOR, I'LL MOVE TO CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ITEM 78 AND 79 WITH THE -- THIS WOULD BE WHAT THE....WITH THE PLANNING COMMISSION RECOMMENDATION, WITH THE FOLLOWING ADDITIONS, REQUIRE V..THE MU, AND REQUIRE -- BUILDING STANDARDS --

TWO STAR.

YEAH, TWO STAR, GREEN BUILDING AND YOU SUGGESTED AN AFFORDABILITY PERCENTAGE AND --

YEAH, I WAS GOING TO WAIT FOR THAT ANALYSIS TO OCCUR.

MCCRACKEN: SURE.

MAYOR WYNN: BUT I'M COMFORTABLE -- I GUESS WE COULD CERTAINLY SAY WITH AN -- YOU KNOW, WITH A -- PERHAPS THE MINIMUM MU AFFORDABILITY STANDARDS.

AND REQUIRE THE BMU AFFORDABILITY STANDARDS AS A NEW ORDINANCE. THAT'S MY MOTION.

MAYOR WYNN: SO MOTION BY COUNCIL MEMBER MCCRACKEN.

DUNKERLEY: I HAVE A QUESTION.

MAYOR WYNN: HOLD ON, COUNCIL MEMBER. I'LL SECOND, AGAIN, PLANNING COMMISSION RECOMMENDATION WITH ADDITIONAL CONDITIONS OF BMU REQUIREMENT, TWO STAR GREEN BUILDING PROGRAM AND THE VMU AFFORDABLE -- AT LEAST VMU AFFORDABILITY PARAMETERS. COUNCIL MEMBER.

KIM: KIM IS THAT THE LIMITED NUMBER OF UNITS AND THEY'RE ALL OWNERSHIP UNITS TO 60 TO 65 WAS THE PLANNING COMMISSION'S RECOMMENDATIONS OR IS IT TO RAISE IT?

THAT WAS PART OF THE PLANNING CHITION'S RECOMMENDATION.

KIM: IT WAS 60 TO 65? IS THAT WHAT IT SAID? LIMIT THE DEVELOPMENT TO 60 TO 65 UNITS, AND THE APPLICANT IS ASKING FOR MORE THAN THAT, CORRECT?

MAYOR WYNN: I UNDERSTOOD THAT HE WAS ACTUALLY IN AGREEMENT WITH THE COMMISSION'S RECOMMENDATION.

KIM: OF 60 TO 65 UNITS?

MAYOR WYNN: 60 TO 65 UNITS.

HOWEVER THAT WOULD REQUIRE -- THE GMU AFFORDABILITY PERCENTAGE WOULD ALLOW TO TIE IN 10% AT 80 -- 10% OF ALL UNITS, 80% OF FI, AND -- BUT THAT WOULD ALLOW THE -- THAT WOULD NOT HAVE A MAX OF 65 UNDER THOSE CIRCUMSTANCES. THAT WOULD MAKE IT ELIGIBLE FOR THE BONUS -- DOUBLE BONUS. ACTUALLY 85 AND A HUNDRED.

MAYOR WYNN: FURTHER QUESTIONS, COMMENTS? WE ANTICIPATED A SIGNIFICANT AMOUNT OF ADDITIONAL ANALYSIS HERE BETWEEN FIRST AND SECOND READING. A MOTION TO SECOND ON THE TABLE TO APPROVE THE PLANNING COMMISSION RECOMMENDATION WITH ADDITIONAL REQUIREMENTS. FURTHER COMMENTS? FIRST READING ONLY. HEARING NONE, ALL THOSE IN FAVOR, PLEASE SAY AYE.

AYE.

AYE. OPPOSED? MOTION PASSES ON FIRST READING ONLY ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH.

MR. GUERNSEY, ITEM 82, DOES THAT SOUND RIGHT?

GUERNSEY: THAT'S CORRECT, MAYOR. ITEM NO. 82 IS CASE C 814, 814,-06-0068. ST. DAVID'S, FOR THE PROPERTY LOCATED AT 919 TO 1025 EAST 32ND STREET, 918 TO 1004 EAST 32ND STREET, 900 EAST 30 STREET AND 3,000 TO 318 NORTH IH-35. THIS IS A REZONING REQUEST FROM GENERAL COMMERCIAL SERVICES, A NEIGHBORHOOD PLAN OR CSMP, COMBINED DISTRICT ZONING, GENERAL COMMERCIAL SERVICES, CONDITIONAL OVERLAY NEIGHBORHOOD PLAN, CSCO, COMBINED DISTRICT ZONING AND COMMUNITY CONDITIONAL OVERLAY PLAN, OR GR-CO MP DESIGNED DISTRICT REZONING, TO PLANNED UNIT DEVELOPMENT NEIGHBORHOOD PLAN COMBINING DISTRICT ZONING. COUNCIL APPROVED FIRST READING ON DECEMBER 7 REGARDING THIS APPLICATION. AND VERY GENERALLY THE PUD WAS APPROVED THE INSTALLATIONS WAS THERE WAS MAXIMUM 80% IMPERVIOUS COVER ON THE PROPERTY, THAT THERE WOULD BE ALLOWED AN AREA -- HEIGHT OF 175 FEET FOR 50% OF THE AREA AND AT 675 TEET 75 FEET OF HEIGHT, THE MAX 90 FEET, ALLOWING A HEIGHT OF 125 FEET FOR THE MIDDLE PORTION OF THE AREA, AND 125 FEET

AREA AND.... AND A BALANCE WOULD BE 90 FEET. AND THERE WERE SOME ADDITIONAL RESTRICTIONS REGARDING TRAFFIC AND STAFF WAS ALSO ASKED TO LOOK INTO THREE PARTICULAR ISSUES THAT WE HAVE SOME DRAFT RESPONSES THAT WE CAN ADDRESS NOW. HOWEVER, THIS IS ON YOUR AGENDA, AS I UNDERSTAND IT, BECAUSE WE HAVE SOME -- MAYBE MORE -- ONE WHO... OR MORE COUNCIL OFFICES THAT HAVE BEEN NEGOTIATING OR DISCUSSING, I GUESS WOULD BE PROBABLY A BETTER WORD, SOME PROPOSALS THAT THE ST. DAVID'S HOSPITAL THAT IS HAS PUT FORWARD. STAFF WAS JUST HANDED A COPY OF THE PROPOSAL THIS EVENING SO WE'RE NOT REALLY AT LIBERTY TO GO INTO DETAIL ON WHAT THESE THINGS -- THE CHANGES ARE. I WILL NOTE IN YOUR BACKUP MATERIAL AT FIRST READING THE APPLICANT DID AGREE TO COMPLY WITH COMPATIBILITY STANDARDS AND THAT THEY ARE NOT ASKING TO WAIVE COMPATIBILITY STANDARDS, AND I WAS REASSURED THAT THIS EVENING, AND THERE ARE NEIGHBORHOOD REPRESENTATIVES HERE SINCE THAT FIRST READING, YOU CONTINUE THE HEARING TO BE OPEN FOR FUTURE HEARINGS, SO WE DO HAVE A PUBLIC HEARING TONIGHT ON THIS ITEM AND THE NEIGHBORHOOD HAS SOME COMMENTS THAT THEY WOULD LIKE TO SHARE WITH YOU AS WELL. SO AT THIS TIME I THINK STAFF WOULD PAUSE AND IF YOU WOULD LIKE US TO ANSWER QUESTIONS, WE HAVE TRANSPORTATION STAFF HERE. I CAN CERTAINLY ADDRESS ANY QUESTIONS THAT YOU MAY HAVE BUT RIGHT NOW STAFF IS MAKING I'M SEEKING DIRECTION ON WHERE YOU WOULD LIKE TO GO WITH THIS AT THIS TIME.

MAYOR WYNN: THANK YOU, MR. GUERNSEY. QUESTIONS OF STAFF, COUNCIL, OR COMMENTS? COUNCIL MEMBER LEFFINGWELL? [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS.]

WALK THROUGH HIS UNDERSTANDING OF WHAT THESE ADDITIONAL CONDITIONS MIGHT BE. GET THE COMMENT OR CONFIRMATION FROM THE AGENT AND THEN THAT MIGHT GIVE ADDITIONAL INFORMATION FOR FOLKS WHO MAY OR MAY NOT WANT TO THEN COMMENT ON THE CASE. SO, COUNCILMEMBER?

WELL, IF YOU LIKE, I WILL GO AHEAD AND BRIEFLY RUN THROUGH IT. IF YOU WANT TO PUT THAT PICTURE UP, I LEARNED IN THE CHRONICLE LAST WEEK THAT A PICTURE IS WORTH A THOUSAND WORD, THAT MAY HELP US OUT A LITTLE BIT. SO THE NEW PROVISIONS WOULD BE -- FIRST THE BUILDING HEIGHT WOULD BE GOVERNED PURSUANT TO THE -- TO THE LAND USE PLAN IN EXHIBIT A. WHICH IS ON THE SCREEN RIGHT NOW. AND I'M NOT GOING TO GO THROUGH THAT RIGHT NOW EXCEPT TO SAY THAT THE MAJOR CONCERN WAS -- WAS A REQUEST FOR 60-FOOT HEIGHT LIMITATION AWRONG RED RIVER -- ALONG RED RIVER, CURRENTLY IN ZONE 2, WHICH IS ALL OF THE -- OF THE FRONTAGE OF RED RIVER EXCEPT FOR THE ACUTE CARE CENTER, WHICH -- WHICH WE UNDERSTAND WILL BE AT 90 FEET, BUT THERE'S SOME LANDSCAPE MODIFICATIONS ON THAT AS WELL. AND WE CAN GO THROUGH THAT AS NEEDED AND IF NEEDED. IN THE SECOND --

Mayor Wynn: SORRY, I HATE TO INTERRUPT, IT WOULD HELP ME, PERHAPS MY COLLEAGUES, IF WE CAN COMPARE THAT TO WHAT OUR UNDERSTANDING OF HOW IT LEFT US ON FIRST

READING. THAT IS IF -- HOW THIS -- THIS MIGHT BE -- WE DO HAVE A CHART SHOWING THAT, TOO. YOU WANT TO PUT THAT UP? IS THAT THE BEST WAY, SIDE BY SIDE?

OKAY. THE ONLY CHART HAD NO 60-FOOT HEIGHT LIMITATION AREA. THIS NEW CHART, THIS -- THIS IS THE CHART SHOWING WHAT WE APPROVED LAST TIME. THE NEW ONE, I'LL JUST GO THROUGH IT -- PUT THE NEW CHART UP, PLEASE. ZONE 1 IS THE FOOTPRINT OF THE NEONATAL INTENSIVE CARE UNIT, IT CAN GO UP TO 90 FEET. THAT'S ON THE CORNER OF 32nd STREET AND RED RIVER. ZONE 2 IS THE MAJOR CHANGE AND THAT ENTIRE ZONE IS LIMITED TO A HEIGHT OF 60 FEET, THAT'S THE FRONTAGE ALONG RED RIVER, EVERYTHING SOUTH OF THE NEONATAL UNIT EXCEPT FOR THE OPEN SPACE AREA ON THE CORNER OF 30th STREET AND RED RIVER. ZONE 3 IS 90 FEET, THAT'S PRETTY MUCH AS IT WAS BEFORE. ZONE 4, 40%, 125 FEET BALANCE AT 90 FEET, ZONE 5 IS -- IS 50% AND 175 FEET, THAT'S THE PARAMETER OF THE AREA ALONG INTERSTATE 35 WITH THE BALANCE AT 90 FEET. THERE IS A SMALL ADDITION TO THAT AREA TO MAKE UP FOR THE -- FOR THE OFFICE SPACE AND HOSPITAL SPACE THAT WAS LOST WITH THE 60-FOOT HEIGHT RESTRICTION ON RED RIVER AND CAN YOU POINT TO THAT, SHOW WHERE THAT IS? YOU KNOW, THAT 170 -- THE ADDITION OF THE 175-FOOT AREA, THAT'S IT RIGHT THERE. SMALL AREA. ZONE 6, POINT TO THAT, PLEASE, WHICH IS ON THE CORNER OF 30th AND RED RIVER, WILL BE MAINTAINED AS OPEN SPACE IN A LANDSCAPED AREA AND ZONE 7 WILL BE AT 80 FEET AS BEFORE. 7 THE CONDITION NUMBER 2 IS NUMBER 5 OF THE PLANNING COMMISSION'S RECOMMENDATION RELATED TO THE LANDSCAPING, MODIFIED TO READ AS FOLLOWS, THE LANDSCAPE IMPROVEMENTS ALONG RED RIVER SHALL BE AS SHOWN IN EXHIBIT B WHICH I THINK MOST OF US HAVE A COPY OF THAT. AT THE TIME IMPROVEMENTS ALONG RED RIVER CONSTRUCTED -- NUMBER 3, INTERIOR COURTYARD SHALL BE MAINTAINED IN ZONE 4, IF YOU COULD POINT TO THAT. AND THAT IS EXISTING NOW AND IT WILL BE MAINTAINED -- CONDITION 4 IS THE TREES IN ZONE 6 WILL BE PROTECTED. 5 THE MAINLY TREE LOCATED IN ZONE 5 NEAR 30th STREET WILL BE PROTECTED. AND IN FACT ALL MAJOR TREES ON THE SITE WILL BE PROTECTED. IS THAT NOT CORRECT?

THAT'S CORRECT, COUNCILMEMBER.

6, THE EXPANSION OF THE NEONATAL INTENSIVE CARE UNIT IN ZONE 1 WILL UTILIZE THE EXISTING FOOTPRINT INCORPORATING A MORE TRANSPARENT AND LIGHTER ELEMENT FOR THE EXPANSION AND WILL BE CAPPED WITH A ROOF WHICH IS VISUALLY PLEASING AND SEPARATES THE BUILDING FROM THE SKY. I GUESS THAT'S NICE TO DO THAT. AND, FINALLY, THERE WAS A LOT OF DISCUSSION ON THE LAST TIME ABOUT THE TRAFFIC IMPACT ANALYSIS AND CONDITION NUMBER 7 REQUIRES THAT -- THAT IF THE -- IF THE P.U.D. AREA EVER EXCEEDS 1,242,042 SQUARE FEET AN UPDATED TIA WITH NECESSARY MITIGATION WILL BE PROVIDED. THEN THERE ARE -- THERE ARE A NUMBER OF -- NUMBER OF ADDITIONAL CONDITIONS THAT WERE PASSED THE FIRST READING. JUST VERY BRIEFLY, 87% MAXIMUM IMPERVIOUS COVER TRAFFIC CIRCULATION IMPROVEMENTS, BLENDED FAR OF 3 TO 1, CS DEVELOPMENT REGULATIONS EXCEPT FOR FAR AND HEIGHT, AS WAS JUST MENTIONED NO WAIVER OF COMPATIBILITY AND NUMBER 6 END NEW.....ENUMERATES THE

32nd STREET TRAFFIC IMPROVEMENTS THAT WERE DISCUSSED LAST TIME. AND FINALLY, COMMITMENTS TO -- WELL, NEXT TO THE LAST, COMMITMENTS TO THE NEIGHBORHOOD REGARDING TRAFFIC, INCLUDING IN THE P.U.D. ORDINANCE, PROVIDE ONSET DIRECTIONAL SIGNAGE, REQUEST CAPITAL METRO INCORPORATE A LINK, HAS TO DO WITH SHIFT CHANGES AND I WILL PROVIDE A COPY OF ALL OF THIS TO THE CLERK. PROVIDED DETERMINED FEASIBLE SUPPORTED TRAFFIC SIGNAL AT 30th STREET AND RED RIVER, WHICH IS SYNCHRONIZED WITH THE 32nd STREET SIGNAL, AND WILL JOIN IN A REQUEST TO THE NEIGHBORHOOD TO WIDEN 32nd STREET TO EXISTING RIGHT-OF-WAY AND ST. DAVID'S WILL DEDICATE PROPERTY ALONG 32nd STREET FOR SIDEWALKS PROVIDED, NO ADVERSE IMPACT TO IMPERVIOUS COVER, AND FINALLY REQUIRE A MINIMUM ONE STAR GREEN BUILDING RATING ON ALL NEW CONSTRUCTION. SO THOSE ARE -- THAT IS THE REVISION TO WHAT WE PASSED ON -- AT FIRST READING AND AS SOON AS WE HEAR FROM THE PUBLIC WE WILL -- I WILL WILLING AHEAD AND OFFER THAT AS A MOTION.

Mayor Wynn: THANK YOU, COUNCILMEMBER. MR. GULLET CAN YOU CONFIRM --

GOOD EVENING, MAYOR, I'M DOWE GULLATT WITH THE LAW FIRM OF CLARK, THOMAS AND WINTERS. WE REPRESENT ST. DAVID'S. I BELIEVE THE COUNCILMEMBER DID AN EXCELLENT JOB IN DESCRIBING THE PROPOSAL THAT WE MADE. I DON'T HAVE ANY ADDITIONAL COMMENTS ON IT. I WOULD BE HAPPY TO ANSWER ANY QUESTIONS AND RESERVE MY TIME TO RESPOND IF APPROPRIATE AFTER COMMENTS FROM THE NEIGHBORHOOD.

Mayor Wynn: FAIR ENOUGH. SO QUESTIONS OF -- OF THE AGENT, COUNCIL? IF NOT, THEN WE WILL GO -- START TAKING SOME -- SOME PUBLIC TESTIMONY AND I KNOW A LOT OF FOLKS WERE JUST -- THIS IS NEW INFORMATION TO THEM. BUT HOPEFULLY IT WILL HELP THEM UNDERSTAND THE -- THE MOST RECENT SET OF DISCUSSIONS. OUR FIRST SPEAKER SIGNED UP IS SHANNON RATLIFF. YOU ALL SEEM TO BE PATIENT ALL AFTERNOON, WELCOME, SHANNON. IS JUDITH AND SETH SEARCY HERE? NO? GALE GOFF STILL HERE? YOU HAD SOME FOLKS WANTING TO DONATE TIME TO YOU, SHANNON.

THAT'S ALL RIGHT.

YOU ONLY HAVE THREE MINUTES, SO -- ALL RIGHT. SO LINDA TEAM AND LAURIE AT DHERTON, NINE MINUTES IF YOU NEED IT.

THANKS VERY MUCH, MAYOR. MAYOR, MEMBERS OF THE COUNCIL, I'M SHANNON RATLIFF, A RESIDENT OF THE EAST WOODS NEIGHBORHOOD, I LIVE ON EAST 32nd STREET, NEAR RED RIVER AND DUVAL, RIGHT NEAR ST. DAVID'S HOSPITAL. I WOULD LIKE TO PREFACE MY REMARKS BY SAYING GENERALLY I'M A HUGE FAN OF ST. DAVID'S, BOTH MY CHILDREN WERE BORN THERE, I THINK IT PROVIDES AN INVALUABLE SERVICE TO THE COMMUNITIES. I'M ALSO VERY APPRECIATIVE OF EFFORTS TO ACCOMMODATE SOME OF THE NEIGHBORHOODS' CONCERNS ABOUT THE P.U.D. THAT'S BEEN PROPOSED HERE. NONETHELESS, I MUST AT THIS TIME RELUCTANTLY EXPRESS MY CONTINUED OPPOSITION

TO THE ST. DAVID'S PLAN AS IT'S BEEN PROPOSED TO YOU THIS EVENING FOR THE FOLLOWING REASONS. THE EAST WOODS AND HANCOCK NEIGHBORHOOD ASSOCIATIONS HAVE SHOWN THEMSELVES REPEATEDLY TO BE EXTREMELY ACCOMMODATING TO DENSITY, WE HAVE CHOSEN TO LIVE IN THE URBAN CORE, WE APPRECIATE THE VISION FOR URBAN DENSITY, WE WORK VERY, VERY HARD AS NEIGHBORHOOD ASSOCIATIONS ON BOTH UNO WHICH BROUGHT A SUBSTANTIAL NUMBER OF NEW HOUSING UNITS ON LINE IN CENTRAL AUSTIN, I THINK PERHAPS AS MANY AS 15,000. AND ON THE HANCOCK EAST WOODS NEIGHBORHOOD PLAN. NEEDLESS TO SAY, WE ARE CONCERNED THAT A P.U.D. AS BEING PROPOSED HERE AT ST. DAVID'S TO THIS REASON -- FOR THIS REASON TO MY LAYMEN'S UNDERSTANDING A P.U.D. IS A VERY BLUNT PLANNING INSTRUMENT. IT IS APPROPRIATE, PERHAPS, IN SOME SUBURBAN ENVIRONMENTS, BUT HERE THERE ARE NOT ADEQUATE PROTECTIONS TO THE NEIGHBORHOOD. INDEED THE STAFF RECOMMENDATION IN THIS MATTER IF YOU WILL RECALL WAS AGAINST GRANTING A PLANNED UNIT DEVELOPMENT HERE BECAUSE THEY BELIEVED THAT A RESULT COULD BE ACHIEVED UNDER CONVENTIONAL ZONING. I WILL SAY THAT I BELIEVE AGAIN THE HOSPITAL IS A UNIQUE USE AND I AS A NEIGHBOR WOULD BE PREPARED TO SAY THAT VARIANCES ARE APPROPRIATE UNDER A CONVENTIONAL ZONING REGIME FOR HOSPITAL, PATIENT CARE USES. OF COURSE, THE DIFFERENCE HERE IS THAT AS EVIDENCED BY SIGNS THAT HAVE GONE UP ON 32nd STREET AND ON THE I-35 FRONTAGE ROAD THIS WEEK, SAYING PRELEASE NOW, CLASS A MEDICAL OFFICE SPACE AVAILABLE, CONSTRUCTION BEGINNING SOON, IS THAT THIS IS A COMMERCIAL OFFICE PLAN ALSO ALONG THIS SITE. WHILE I APPRECIATE THE BENEFIT THAT LEASE REVENUES CAN PROVIDE TO ST. DAVID'S AND ITS GOOD WORKS, I WOULD LIKE TO SUGGEST TO YOU THAT WHILE I THINK ADDITIONAL HEIGHTS MIGHT BE APPROPRIATE FOR HOSPITAL AND PATIENT CARE USES, THAT -- THAT THE 120-FOOT HEIGHT LIMITATION THAT'S THE COUNCIL HAS GENERALLY INSISTED ON OUTSIDE OF THE [INDISCERNIBLE] FOR COMMERCIAL USES REMAIN MORE APPROPRIATE HERE. ALSO I WOULD LIKE TO SAY THAT WHILE THE NEIGHBORHOODS HAVE BEEN ASSURED ON SEVERAL OCCASIONS THAT A HOSPITAL IS A UNIQUE USE, THAT'S THE REASON FOR THE 175-FOOT HEIGHTS HERE, I APPRECIATE THAT VERY MUCH, IT CREATES SOME CONCERNS FOR US AS A NEIGHBORHOOD. I WISH THAT WE HAD SOMETHING LIKE A HOSPITAL CONDITIONAL OVERLAID.....CONDITIONALOVERLAY THAT WOULD SPECIFICALLY INDICATE THAT THE REASON THAT THE COUNCIL WAS ALLOWING THIS IS THAT IT WAS SPECIFICALLY HOSPITAL PATIENT CARE USES AGAIN. AS CONCERNED AS I AM ABOUT THESE DEVELOPMENTS, I AM ALSO CONCERNED THAT THIS P.U.D. COMES WITH ANOTHER P.U.D. DIRECTLY ON THE HEELS OF IT. EVEN LARGER IN SIZE AND SCHEDULED TO GO BEFORE THE PLANNING COMMISSION ON THE 16th OF THIS MONTH, IT'S A 22-ACRE TRACT WHERE CORN CORD I CAN'T UNIVERSITY NOW SITS. THE COMBINED, IT'S CURRENTSED PROPOSED ON THIS REALLY UNIQUE PIECE OF PROPERTY, 440-FOOT TOWERS, A COMBINED TRAFFIC INPUT FROM ST. DAVID'S AND CONCORDIA OF 46,000 CAR TRIPS DAILY. IN AN AREA WHERE WE HAVE INTERSTATE 35, A MAJOR ARTERIAL, EVERYONE -- WE ALL DEBATED BUILDING 130, THE TRAFFIC ENGINEER FOR OUR REGION SAID, YOU KNOW, 130 IS NOT GOING TO FIX I-35, IT'S JUST GOING TO STOP ITS MORE RAPID DECLINE. OTHERWISE YOU

HAVE GOT RESIDENTIAL COLLECTOR STREETS THERE. I WOULD LIKE -- I BELIEVE THERE'S HUGE POTENTIAL FOR THE EAST AVENUE CONCORDIA PROJECT DONE RIGHT. I THINK IT COULD BRING VALUABLE TAX BASE TO THE CITY. I THINK IT COULD BE A BOONE TO THE NEIGHBORHOOD. I WILL HOPE THAT WE CAN FIND AN INNOVATIVE WAY TO GO FORWARD ON THAT PROJECT. ON THE IMMEDIATE PROJECT, I WANTED YOU TO UNDERSTAND THAT FROM A HOLISTIC STANDPOINT. ALTHOUGH I UNDERSTAND IT'S THE ST. DAVID'S CASE THAT'S IMMEDIATELY BEFORE US TODAY. ALL THAT BEING SAID IT'S HARDLY PRODUCTIVE TO COMPLAIN ABOUT THESE THINGS IF YOU ARE NOT PREPARED TO OFFER SOME SUGGESTIONS AS TO HOW SOME OF THESE PROBLEMS MIGHT BE RESOLVED. I CONTINUE TO BELIEVE THAT IT WOULD BE MOST APPROPRIATE IF THE COUNCIL IS INTENT ON PROCEEDING WITH THE PLANNED UNIT DEVELOPMENT FOR THIS SITE TO INSIST THAT THE -- THAT THE ADDITIONAL HEIGHTS BE RESTRICTED TO -- TO HOSPITAL PATIENT CARE USES. IF YOU ARE GOING TO HAVE MEDICAL OFFICE SPACE, IF YOU ARE ACTING AS A COMMERCIAL LANDLORD THAT HEIGHTS AT 120 FEET REMAIN APPROPRIATE THERE. AGAIN, I APPRECIATE THE CONCESSIONS REGARDING HEIGHTS OF 60 FEET ON RED RIVER, ALTHOUGH WE POINT OUT THAT THAT IS IN OUR NEIGHBORHOOD PLAN, IT HAS BEEN IN OUR NEIGHBORHOOD PLAN. WITH RESPECT TO THE ACUTE CARE FACILITY, IF I'M NOT MISTAKEN, THAT 60-FOOT FACILITY AS IT CURRENTLY STANDS WAS BUILT AFTER THE NEIGHBORHOOD PLAN WAS ADOPTED, IT'S BEEN REQUESTED THAT THAT GO TO HEIGHTS OF 90 FEET. I UNDERSTAND THE CRITICAL EQUIPMENT THAT WAS THERE, BUILT WITH THE KNOWLEDGE THERE WAS A 60-FOOT HEIGHT LIMITATION ON RED RIVER. IF ADDITIONAL HEIGHTS ARE TO BE GRANTED THERE, I WOULD THINK IT WOULD BE APPROPRIATE PERHAPS TO CONSIDER ADDITIONAL SETBACKS FOR HEIGHTS ABOVE 60 FEET, EVEN AS IT RELATES TO THE ACUTE CARE FACILITY. I THINK -- I THINK WITH THAT I'M GOING TO STOP MY COMMENTS. I WOULD BE HAPPY TO ENTERTAIN QUESTIONS TO MEMBERS OF THE COUNCIL. AGAIN I WOULD LIKE TO SAY I'M VERY MUCH APPRECIATIVE BOTH OF ST. DAVID'S EFFORTS HERE AND OF THE EFFORTS OF FOLKS AT CITY HALL TO TRY TO COME TO A MUTUALLY ACCEPTABLE RESOLUTION.

Mayor Wynn: QUESTIONS, COUNCIL? THANK YOU, SHANNON.

[APPLAUSE]

NEXT SPEAKER IS JEFF JACK. NEXT SPEAKER IS JEFF JACK. TO BE FOLLOWED BY DANA TWOMBLY. JEFF, SOME FOLKS WANTED TO DONATE TIME TO YOU. PETER [INDISCERNIBLE] HERE. WELCOME BACK. DEBBIE RUSSELL AND KARL BRAWN. KARL BRAWN HERE? SO JEFF YOU WILL HAVE UP TO NINE MINUTES IF YOU NEED IT.

MAYOR, COUNCIL, I'M JEFF JACK. AGAIN, THIS IS AN ISSUE BEST ILLUSTRATED BY ONE OF THE COMMENTS THAT SHANNON JUST MADE THAT -- THAT THE NEIGHBORHOOD PLAN CALLED FOR 60 FEET ON RED RIVER. ST. DAVID'S BUILT A BUILDING AT 60 FEET. NOW THEY ARE ASKING FOR 30 MORE FEET. THEY PARTICIPATED IN THE NEIGHBORHOOD PLANNING PROCESS, YET NOW THEY WANT A CHANGE. THE OTHER POINT THEY MADE THAT I THINK IS

CRITICALLY IMPORTANT. WHILE THIS IS BEING PROPOSED AS A SIGNIFICANT COMMUNITY ASSET, A HOSPITAL, AND GRANTED ADDITIONAL HEIGHT DUE TO THAT. WE ALSO SEE THAT A GREAT DEAL OF THAT HEIGHT IS JUST SIMPLE COMMERCIAL OFFICE SPACE. SO OWE SUPPORT THE IDEA OF MAINTAINING THE CITY'S POSITION WITH REGARD TO LIMITING HEIGHT FOR THOSE KINDS OF DEVELOPMENTS. BACK TO THE ISSUE WITH THE PURPOSE OF NEIGHBORHOOD PLANNING. I THINK THAT WE HAVE MANY EXAMPLES AND MANY DIFFERENT WAYS THAT THIS PROJECT CAN BE REALIZED FOR THE -- FOR THE GOOD OF THE COMMUNITY. IN FACT COUNCILMEMBER LEFFINGWELL'S EFFORTS TO -- TO NEGOTIATE ON A LOT OF THESE POINTS ARE WELL RECEIVED. I SUGGEST THAT REALLY TO HOLD ST. DAVID'S ACCOUNTABLE TO THE NEIGHBORHOOD PLAN IS SOMETHING THAT HE CAN STILL DO AND STILL MAINTAIN A VIABLE PROJECT FOR ST. DAVID'S. SO I WOULD ASK YOU, BETWEEN NOW AND SECOND AND THIRD READING, THAT WE WORK A LITTLE BIT HARDER AND TAKE A LOOK AT THE AMOUNT OF OFFICE SPACE THAT IS ACTUALLY GOING TO BE ON THE COMMERCIAL MARKET, AND ASSESS THAT ACCORDINGLY AND REVISIT THE HEIGHT AND REVISIT THE HEIGHT WITH REGARD TO -- TO THE 90-FOOT ALONG RED RIVER. THE NEIGHBORHOOD HAS WORKED LONG AND HARD. THE NEIGHBORHOOD HAS GIVEN CONCESSIONS WITH REGARD TO DENSITY IN OTHER PLACES. YOU KNOW, NEIGHBORHOOD PLANNING IS A COMPROMISE. NEIGHBORHOOD STARTS OUT OVER HERE. DEVELOPMENT COMMUNITY STARTS OUT OVER HERE, YOU WORK THROUGH TWO OR THREE YEARS AND COME TO A CONSENSUS. AND THEN Y'ALL ADOPT IT. AND THEN THE NEXT THING WE KNEW, WE WANT TO GIVE UP SOMETHING MORE. IF THAT CONTINUES, WHY NEGOTIATE A CONSENSUS? SO I URGE YOU TO TAKE INTO CONSIDERATION THE NEIGHBORHOOD PLAN, ISSUES THAT HAVE BEEN BROUGHT UP, CONTINUE TO WORK WITH THE ENDEAVORS THAT COUNCILMEMBER LEFFINGWELL HAS STARTED AND COME UP WITH A SOLUTION THAT REALLY RESPECTS THE NEIGHBORHOOD PLAN. THANK YOU.

Mayor Wynn: THANK YOU, MR. JACK. DANA TWOMBLY. SORRY IF I'M MISPRONOUNCING THAT, WELCOME. LET'S SEE, DALE WOMACK -- DONNA WOMACK. HOW ARE YOU? I LIKE THAT. RANDALL SOLIE? THANK YOU, RANDALL. JIM [INDISCERNIBLE] HI, JIM AND SHARON SMITH. I HAVE TO ASK THESE ARE RULES ARE YOU NEED TO BE PRESENT TO DONATE TIME. THEY WANTED TO GIVE YOU THEIR NINE MINUTES TOTAL. YOU WILL HAVE 12 IF YOU NEED IT.

GOOD EVENING, COUNCILMEMBERS AND MAYOR WYNN. WE OBVIOUSLY HAVE A RECURRING THEME HERE TONIGHT, THAT IS THE PLAN. SO I WILL HOPE THAT Y'ALL WILL BEAR WITH ME IN HEARING JUST SOME REPEATS OF SOME THINGS. SO WHERE TO BEGIN? WHERE DOES ONE NORMALLY BEGIN? WITH A PLAN. IT IS OUR NEIGHBORHOOD PLAN THAT I WOULD LIKE TO DISCUSS WITH YOU TONIGHT. TWO YEARS AGO, CENTRAL AUSTIN NEIGHBORHOOD ALONG WITH THE CITY MOUNTED TOGETHER AN EXTENSIVE, COMPREHENSIVE TIME CONSUMING AND AND I..... AMAZING PLAN THAT WAS AGREEABLE AND IN FACT ENDORSED BY EVERY CENTRAL AUSTIN NEIGHBORHOOD AND ITS HOMEOWNERS. AND NOW TWO YEARS LATER, WE STAND BEFORE YOU TRYING TO DEFEND OUR PLAN. AND THE CITY STAFF'S PLAN AND YOUR PLAN AND OUR PLAN AND OBVIOUSLY A LOT OF OTHER CENTRAL AUSTIN NEIGHBORHOODS AS WELL. ST. DAVID'S WAS VERY MUCH

A PART OF THAT PLAN AND NOW THEY HAVE COME BACK AND ASKED FOR HEIGHTS IN EXCESS OF TWO AND A HALF TIMES WHAT OUR PLAN CALLED FOR. WE UNDERSTAND THAT CITY COUNCIL MEMBERS ARE LOOKING AT A LONG-TERM PROJECTION OF GROWTH FOR THE CITY. NUMBERS OF 15 MILLION OVER THE NEXT 35 YEARS AND THEREFORE WE DO UNDERSTAND THE NEED FOR ST. DAVID'S TO BE ABLE TO MEET THE NEEDS OF THE COMMUNITY IN THE ACUTE CARE CENTER. HOWEVER, WE SHOULD NOT GIVE THEM CART BLANCHE APPROVAL, THERE SHOULD BE SOME GUIDELINES GIVEN BETWEEN THE DIFFERENCE BETWEEN ACUTE CARE AND MEDICAL OFFICE USE. AS YOU CAN SEE THROUGH THE BILLBOARD, THEY ARE ALREADY ADVERTISING CLASS A MEDICAL OFFICES, THERE IS NO MENTION OF AN UP-TO-DATE EXCELLENT, FANTASTIC AND HIGHLY EFFICIENT ACUTE CARE FACILITY. IF ST. DAVID'S P.U.D. IS APPROVED, IT WILL BE AT THE EXPENSE OF OUR NEIGHBORHOOD PLAN AND MORE IMPORTANTLY AT THE EXPENSE OF THE HOMEOWNERS IN THE NEIGHBORHOOD. WE KNOW THAT YOU ALL HAVE WORKED VERY HARD AT NEGOTIATING PALATABLE HEIGHTS ALONG RED RIVER, AND WE GREATLY APPRECIATE YOUR HELP. THIS ONLY TOUCHES ON ONE ASPECT OF THE PLAN AND THE -- EXCUSE ME THE P.U.D. REQUIREMENTS. BARBARA EPSTEIN WILL TOUCH UPON THOSE ORDINANCES OF THE P.U.D. TODAY, HOWEVER, WE ARE FACING THE DEMISE OF OUR PLAN AND WE ARE ALREADY BEING BOMBARDED WITH DEVELOPERS LOOKING TO DEVELOP WITH HEIGHTS IN EXCESS OF 120 FEET. THE GAME DAY CENTER TYPE CONCEPTS ALONG RED RIVER AND DEAN KEETON IS ASKING FOR 140. CONCORDIA ARE ASKING FOR TWO TOWERS AT 240. WE HAVE OPENED PANDORA'S BOX WITH NO END IN SIGHT. NOW, COUNCIL MIGHT SAY THAT ST. DAVID'S IS UNIQUE BECAUSE IT IS A HOSPITAL AND IT DOES SERVE THE NEEDS OF THE COMMUNITY. BUT CONCORDIA WILL SAY THAT ITS UNIQUE, BUT IT'S A 22-ACRE TRACT, 12 CITY BLOCKS LONG RIGHT NEXT TO A FREEWAY IN CENTRAL AUSTIN WITH A HUGE TAX BASE. AND IN EVERY CASE, THERE WILL BE AN ARGUMENT OR EXCUSE AND A PRECEDENT ALREADY SET TO ALLOW HEIGHT OF 175 FEET OR MORE. IF COUNCIL IS INCLINED TO ALLOW EXCESSIVE HEIGHTS TO ST. DAVID'S, THEN YOU NEED TO GO ON RECORD TWO CONSTITUENTS THAT THESE HEIGHTS ADHERE STRICTLY TO ST. DAVID'S AND TO ITS HOSPITAL USE. AND IF YOU CANNOT MAKE THAT COMMITMENT TO YOUR CONSTITUENTS, THEN YOU NEED TO LET THEM KNOW. SO THAT WHEN THEY DO MEET WITH DEVELOPERS, IT IS A WIN-WIN SITUATION WHERE A BEAUTIFUL PLAN IS CREATED AND NEIGHBORHOODS AND DEVELOPERS BOTH BENEFIT FROM THE PROJECT WHERE THERE IS A GIVE AND TAKE ON BOTH SIDES. I KNOW PERSONALLY HOW TIRING AND TIME CONSUMING AND TIRELESSLY HOMEOWNERS HAVE MET TO TRY TO RESOLVE ISSUES AND COME TO AN AGREEMENT WITH ST. DAVID'S. SO FAR ST. DAVID'S IS ON THE WINNING END. WE DO NOT HAVE A [INDISCERNIBLE] AGENDA, WE ARE ONLY TRYING TO -- A POLITICAL AGENDA, WE ARE TRYING TO PROTECT OUR NEIGHBORHOOD AND BE A GOOD NEIGHBOR TO ST. DAVID'S AND TRYING TO UNDERSTAND THEIR NEEDS AND YOUR NEEDS. WE ARE TRYING TO STOP OUR HOMES FROM BEING DEVALUED AND WE WOULD LIKE TO SEE PROJECTS THAT ENHANCE EVERYONE. WE ARE TRYING TO PROTECT CENTRAL AUSTIN NEIGHBORHOOD PLANS, YET TRYING TO WORK WITH THE CITY, WANTING GROWTH IN AN ENVIRONMENTALLY SENSITIVE AND URBAN WAY. I IMPORE YOU TO PROTECT THE PLAN AND TO KEEP THE

COMMITMENTS TO YOUR CONSTITUENTS. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU. LET'S SEE. BRYAN SMITH, EXCUSE ME. BRYAN SMITH SIGNED UP WISHING TO SPEAK TO BE FOLLOWED BY ROBERTMAN. WELCOME BACK, BRIAN, THREE MINUTES.

I'M AGAINST THIS. FROM A CONCENTRATION OF SERVICES VIEW AND FOR OTHER REASONS BECAUSE I KNOW THAT I-35 WOULD CREATE MORE AUTO ACCIDENTS. I CANNOT TAKE ANOTHER AUTO ACCIDENTS BECAUSE I BROKE MY NECK BADLY AT C 6. MY NECK IS FUSED THAT LITTLE SNAP WHERE THE TOP OF THE AIR BAG WILL PROBABLY EITHER KILL ME OR PARALYZE ME, SO I DON'T REALLY LIKE THE IDEA OF THE TRAFFIC SITUATION THAT YOU ARE PRESENTING TO ME. IT'S GOING TO BE HAZARDOUS. YOU ARE ENDANGERING MY LIFE BY JAMMING 46,000 MORE CARS ON A ROAD THAT WILL NOT BE CONSTRUCTED IN MY LIFETIME TO HANDLE IT. CONCENTRATION OF SERVICES BECAUSE I END UP WITH A LONG HELICOPTER FLIGHT TO HOUSTON BECAUSE NO HOSPITAL IN AUSTIN WOULD TOUCH MY INJURY. I LAID IN FRONT OF THE NURSE'S STATION AT A HOSPITAL FROM 5:00 UNTIL 1 11:00 UNTIL THEY FOUND ONE THAT WOULD TAKE ME SO I WAS SENT TO GALVESTON. I RECOGNIZE THE NEED FOR ACUTE CARE. BUT TO KEEP CONCENTRATING IT ALL DOWNTOWN INSTEAD OF DISTRIBUTING IT A LITTLE BIT MORE, YOU HAVE BRACKENRIDGE AND ST. DAVID'S RIGHT NEXT TO EACH OTHER. YOU NEED TO SPREAD THIS OUT. THERE ARE NONE. WHERE IS THE NEXT HOSPITAL? EAST OF 35? OF A SIGNIFICANT TYPE? WHERE IS THE NEXT ONE TOWARDS OAK HILL. WE ARE CONCENTRATING IN A SMALL AREA AND HOW MANY HELICOPTERS -- TO GET A MAJOR ROUTE OF INJURED TO A HOSPITAL. THEY ARE GOING TO END UP HAVING TO GO TO I-35, WHICH IS NOT GOING TO WORK. YOU WILL HAVE TO USE AMBULANCES BECAUSE WE DON'T HAVE THAT MANY HELICOPTERS. SO I DON'T LIKE ANY ASPECT OF IT, FOR THAT REASON, NOT SO MUCH THE HEIGHT, BUT YOU ARE CONCENTRATING THEM BY ALLOWING THEM TO BUILD THIS GIANT THING HERE, RATHER THAN AN OUTLYING AREA. I'M THOUGH THE GOING TO ALLOW YOU TO ATTACH MY NAME TO THAT PROCESS ANYMORE AND I'M GOING TO RESIGN PROMPTLY, NOW, FROM THE CONTACT TEAM. BECAUSE I'M NOT GOING TO ALLOW YOU TO ATTACH MY NAME TO A PROCESS THAT I THINK IS BADLY BROKEN. GOOD NIGHT. [APPLAUSE]

Mayor Wynn: THANK YOU. ROBERT MANN. SIGNED UP WISHING TO SPEAK IN OPPOSITION AS DID JEAN MATHER, JEAN STILL HERE? SIGNED UP WISHING TO SPEAK IN OPPOSITION. HENRY FLORES WAS WISHING TO DONATE TIME TO JEAN, HE CAN SPEAK NOW, TOO, ALSO IN OPPOSITION. RONALD HEINRICK, THREE MINUTES FOLLOWED BY BARBARA EPSTEIN.

GOOD EVENING, COUNCIL. YOU ARE PROBABLY TIRED BEING HERE ALL DAY. I AGREE WITH SHANNON RATLIFF THAT THIS P.U.D. IS -- IS -- I GUESS THIS P.U.D., I KNOW YOU ARE NOT GOING TO VOTE THAT WAY. I'M A -- I'M AGAINST THIS P.U.D., I KNOW THAT YOU ARE NOT GOING TO VOTE THAT WAY. I'M A REAL LIST. I'M A BUSINESS MAJOR. AT LEAST MY UNDERGRADUATE DEGREE IS IN BUSINESS. I THINK SOME PEOPLE WOULD LOOK AT THAT DIAGRAM OF ST. DAVID'S, ARCHITECTURAL BEAUTY, AND I LOOK AT THINGS FROM A

BUSINESS PERSPECTIVE. AND IN MY BIG PROBLEM THAT I'VE HAD WITH THIS P.U.D., I'VE HAD CHRISTMAS PARTIES AND NEW YEAR'S EVE PARTIES WHERE I TALKED TO THE NEIGHBORS, TOLD ME RON, YOU ARE CRAZY, YOU CAN'T GET THE CITY COUNCIL TO NOT APPROVE THIS P.U.D. BECAUSE IT'S A HOSPITAL. MY PROBLEM IS THAT NOWHERE IN THIS P.U.D. IS IT STATED THAT ANY OF IT IS FOR HOSPITAL USE. THEY KEEP TALKING ABOUT DOING THIS CRITICAL CARE UNIT. BUT THAT'S NOT EVEN IN THE P.U.D. THEY DON'T HAVE TO DO THAT. WE ALREADY SEE RIGHT NOW, THEY ARE ALREADY PLANNING TO DO BUSINESS, DO COMMERCIAL. I HAVE HEARD RUMORS THAT THEY ARE GOING TO BUILD A HOTEL. THEY WANT TO DO RETAIL. 0% ACTUAL FOR HOSPITAL CARE AND THAT IS MY BIG PROBLEM. WHAT I WOULD LIKE TO SEE HAPPEN IS THAT YOU GUYS ARE GOING TO AGREE TO GIVE THEM THEIR 90 FEET ON THE CORNER OF 32nd, THAT WE PUT IN THAT P.U.D. THAT I'M AGAINST BUT I KNOW THAT YOU ARE GOING TO VOTE FOR, TO SAY THAT YOU CAN ONLY HAVE THAT 90 FEET IF YOU BUILD CRITICAL CARE IN THAT SPACE. IF IT IS NOT CRITICAL CARE, THEN IT HAS TO REMAIN AT 60 FEET. MY OTHER BIG ISSUE AND -- WE'VE TALKED ABOUT IT BEFORE IS THE TRAFFIC. AND WE HAVE DONE A -- TRAFFIC STUDIES AND I'M ONLY -- MY ONLY CONCERN IS THAT WHEN YOU ARE BUILDING ALL OF THIS OFFICE SPACE FOR DOCTORS, HOW MANY VISITS WILL DOCTORS GET IN AN HOUR, THEY ARE GOING TO GET THREE TO FOUR PATIENTS AN HOUR. I'M CONCERNED WITH THAT -- ABOUT THAT TRAFFIC STUDY, WHETHER OR NOT IT'S TAKEN INTO CONSIDERATION. THAT'S ONE OF MY CONCERNS. ALSO I WOULD LIKE TO ACKNOWLEDGE THE CITY STAFF. THEY CAME OUT AND THEY REJECTED THIS P.U.D. APPLICATION. I THINK THEY PROBABLY WERE VERY OBJECTIVE, UNBIASED IN THEIR VIEWPOINT OF THIS. THEY WROTE I WOULD LIKE TO QUOTE FROM WHAT I GOT OFF THE WEB, AT THIS TIME THE PROPOSED P.U.D. WILL NOT RESULT IN A SUPERIOR DEVELOPMENT TO THAT WHICH COULD HAVE OCCURRED USING CONVENTIONAL DESIGN. AS WE MOVE FORWARD WITH THIS, I WOULD ENCOURAGE YOU TO WORK WITH THE CITY STAFF, IF YOU HAVE READ WHAT THEY'VE SAID. THEY'VE SAID A LOT OF GOOD STUFF. I -- I HIGHLY ENCOURAGE YOU TO WORK WITH THEM AND -- AND THANK YOU, STAFF, FOR DOING A GOOD JOB, AND I WISH YOU GUYS WOULD HEED THEIR RECOMMENDATION, THANK YOU.

THANK YOU, MR. -- MR. HEINRICK. BARBARA EPSTEIN. [APPLAUSE]

CAN YOU TELL ME HOW MANY MINUTES THAT I HAVE?

Mayor Wynn: I WILL TRY TO DO THE MATH FOR YOU. IS PEGGY AND JOCK HERE? WELCOME. SORRY IF I MISPRONOUNCED THE NAME. MARY INGLE. HI, MARY, STEPHEN PITCH, PITCHER, SORRY IF I MISPRONOUNCED THAT. UP TO 15 MINUTES IF YOU NEED IT.

THANK YOU VERY MUCH. I APOLOGIZE IF I AM A LITTLE BIT REPETITIOUS BECAUSE SOME OF MY THUNDER HAS BEEN STOLEN. MY NAME IS BARBARA EPSTEIN, I LIVE IN THE EAST WOODS NEIGHBORHOOD. ST. DAVID'S P.U.D. APPLICATION IS VERY PERSONAL TO ME BECAUSE NOT ONLY IS ST. DAVID'S SAVED MY LIFE ON OCCASION, BUT I LIVE ABOUT A BLOCK AND A HALF FROM THE HOSPITAL, WHATEVER HAPPENS THERE DIRECTLY AFFECTS ME. I HAVE LIVED IN THE SAME HOUSE FOR GOING ON 32 YEARS. I WAS THE

NEIGHBORHOOD PRESIDENT FOR 12 YEARS. I HAVE BEEN INVOLVED WITH A LOT OF ZONING CASES. I HAVE --

Mayor Wynn: WE KNOW. WE REMEMBER [LAUGHTER]

I HAVE NEVER FELT MORE DECEMBER PAIRING ABOUT THE FUTURE OF MY NEIGHBORHOOD AS I DO TONIGHT. I APPRECIATE THE EFFORTS OF COUNCIL TO WORK OUT A COMPROMISE ON THIS CASE, I REALLY DO. TONIGHT I STILL NEED TO TALK TO YOU ABOUT THREE THINGS. THE LAW, PLANNING AND ZONING. HERE'S WHAT THE P.U.D. ORDINANCE REQUIRES WHAT ST. DAVID'S HAS SAID IN ITS APPLICATION. AS YOU PROBABLY KNOW VERY WELL, SECTION 25-2-144 SAYS A PLANNED UNIT DEVELOPMENT DISTRICT IS THE DESIGNATION FOR A LARGE OR COMPLEX SINGLE OR MULTI-USE DEVELOPMENT THAT IS PLANNED AS A SINGLE CONTIGUOUS PROJECT. ST. DAVID'S HAS ASKED YOU TO WAIVE THE CONTIGUOUS PROJECT REQUIREMENT. ST. DAVID'S OWNS PROPERTY NORTH AND WEST OF ITS MAIN SITE. IT COULD BUY MORE TRACTS. IT IS NOT LAND LOCKED SO IT DOES NOT MEET THIS REQUIREMENT. THE ORDINANCE SAYS THAT THE PURPOSE OF A P.U.D. DISTRICT DESIGNATION IS TO PRESERVE THE NATURAL ENVIRONMENT, ENCOURAGE HIGH QUALITY DEVELOPMENT AND INNOVATIVE DESIGN AND ENSURE ADEQUATE PUBLIC FACILITIES AND SERVICES. IN REVIEWING THE APPLICATION NOT ONLY I BUT THE CITY STAFF THINK ST. DAVID'S DID NOT MEET THIS REQUIREMENT. THE ONLY PRESERVATION OF THE NATURAL ENVIRONMENT THAT ST. DAVID'S PROPOSES IN ITS APPLICATION IS NOT TO CUT DOWN ANY MORE TREES ON ITS SITE, TO REARRANGE LANDSCAPING, DONATING AN UNSPECIFIED AMOUNT OF MONEY TO THE URBAN FOREST FUND. IN ITS LAST EXPANSION DAVIDS ARGUED THAT IT HAD TO REMOVE AT LEAST A DOZEN VERY OLD TREES. OUR NEIGHBORHOOD ACQUIESCED BECAUSE WE WERE TOLD THAT SPACE WAS REQUIRED FOR THE EMERGENCY ROOM. WE WERE NOT TOLD THAT ONE FLOOR OF THE EXPANSION WOULD BE A PARKING LOT AND NOT THE EMERGENCY ROOM. AT THIS TIME -- OWE AT THAT TIME -- THAT IS THE CORNER OF 32nd AND RED RIVER. AT THAT TIME ST. DAVID'S AND THE CITY DETERMINED THAT THEY COULD NOT PLANT ANY MORE TREES ON SITE SO ALL MITIGATING TREE PLANTINGS WERE OFF-SITE. I HAVE NEVER SEEN A GRANTED P.U.D. WHERE THE PROPOSED USES WERE NOT DELINEATED. HOW MUCH OF THE DEVELOPMENT IS RETAIL OR OFFICE, ET CETERA? ST. DAVID'S HAS BEEN QUOTED IN THE PAPER AS STATING THAT THE REASON THAT THEY HAVE ASKED FOR A P.U.D. IS JUST SO THEY CAN PLAN IN THE FUTURE WITHOUT HAVING TO COME BACK TO THE CITY OR THE NEIGHBORHOOD BECAUSE THE PROCESS IS SO CUMBERSOME, THE APPLICATION SAYS THAT ST. DAVID'S WILL INCREASE ITS IMPERVIOUS COVER, IT WANTS A MUCH GREATER DENSITY AND MAXIMUM HEIGHT OF 175 FEET. BUT WE DON'T KNOW WHERE IT'S INNOVATIVE DESIGN OR ADEQUATE PUBLIC FACILITIES AND SERVICES WILL BE IN THE 175-FOOT PART OF THE TRACT. WE HAVE, HOWEVER, SEEN THE BILLBOARDS ADVERTISING OFFICE SPACE. BUT I GUESS ST. DAVID'S CAN TELL YOU WHETHER THIS IS THE P.U.D. OR THIS IS THE 120-FOOT VARIANCE FOR A BUILDING THAT WE HAVE ALREADY GRANTED THEM. WE DO KNOW THAT ST. DAVID'S SAYS THAT IT HAS TO BUILD AN ACUTE CARE CENTER ALONG RED RIVER UP TO 90 FEET. I WILL TALK ABOUT THAT LATER. THE ORDINANCE ALSO SAYS THAT A P.U.D. DISTRICT

DESIGNATION MUST BE SIGNIFICANT TO THE ... ST. DAVID'S HAS NOT SHOWN WHY CONVENTIONAL ZONING DOES NOT MEET ITS NEEDS EXCEPT TO SAY THAT IT DOESN'T WANT TO HAVE TO USE CONVENTIONAL ZONING. THIS IS NOT A LEGAL BASIS FOR APPROVING THIS P.U.D. ORDINANCE REQUIREMENT. SO AS THE OLD ADAGE GOES, IF IT LOOKS LIKE A DUCK, WALKS LIKE A DUCK, QUACKS LIKE A DUCK, IT MUST BE A DUCK. RESPONSIBLE ASPECT CLEARLY CONTINUED IT WANTS TO EXPAND HAS AT LEAST 10 ACRES. CONVENTIONAL ZONING CAN TAKE CARE OF THAT. NOW, I WOULD LIKE TO TALK ABOUT PLANNING. FOUR YEARS AGO, OUR AREA BEGAN WORKING ON A NEIGHBORHOOD PLAN. WE HAVE A MAP, I DON'T KNOW IF IT GOT DISTRIBUTED. BUT IT -- IT SHOWS THAT OUR NEIGHBORHOOD GOT BEHIND MIXED USE DENSITY. THE PROTECTION WE WERE GIVEN WAS A 60-FOOT HEIGHT LIMIT ALONG RED RIVER THAT WAS DESIGNED TO BUFFER, STABILIZE AND PRESERVE THE SINGLE FAMILY NEIGHBORS THAT REMAIN IN THE AREA. AT ST. DAVID'S -- HAD ST. DAVID'S COME TO US DURING THE PLANNING PROCESS AND SAID WE NEED TO EXPAND ON RED RIVER WITH AN ACUTE CARE CENTER WE WOULD HAVE MADE PROVISIONS FOR THAT IN OUR PLAN. BUT NOT ONLY DID ST. DAVID'S NOT TELL US ABOUT THE ACUTE CARE CENTER, THEY DID NOT TELL US THAT THEY WERE REINFORCING THAT BUILDING EXPANSION FROM THE EMERGENCY ROOM TO EXCEED OUR 60-FOOT HEIGHT LIMIT. IF YOU GRANT THIS 90-FOOT HEIGHT ALONG RED RIVER WITHOUT SETBACKS, THE RO VISIONS IN OUR NEIGHBORHOOD PLAN WON'T MEAN ANYTHING WHEN IT COMES TO THE NEXT DEVELOPER. AS YOU WELL KNOW THOSE DEVELOPERS ARE LINING UP. ONE WANTING GREATER HEIGHT THAN ST. DAVID'S AND ONE WANT BEING GREATER HEIGHT THAN OUR PLAN PROVIDES WEST OF RED RIVER. IN FACT SOMETHING I HAVE BEEN TRYING TO WORK ON FOR OVER A YEAR AND HALF IS TO GET SOME ASSURANCE FOR THE VETERINARIAN CLINIC AT THE CORNER OF 30th AND THE ACCESS ROAD TRYING TO GET SOME WRITTEN ASSURANCE FROM ST. DAVID'S THAT THEY WILL HAVE CONTINUOUS CONTACT FOR NOISE AND ACCESS TO THEIR BUSINESS WHEN THE BUILDING THAT WE APPROVED A VARIANCE FOR GETS BUILT AND THE VETERINARY CLINIC THAT NEVER GOT....GOTTEN A LETTER, MY REPEATED CALLS TO JOHN JOSEPH NEVER RESULTED IN A LETTER. THERE ARE OTHER ASPECTS OF THE PLANNING THAT ARE BEING UTTERLY IGNORED HERE. ST. DAVID'S SAID THIS P.U.D. WILL REPRESENT AN ADDITIONAL 7,000 CAR TRIPS PER DAY. BUT OF ALL OF THE AREA 175 FEET IS OFFICE SPACE, THIS NUMBER IS GROSSLY UNDERESTIMATED. WE ARE BEING TOLD THAT THE TWO ADJACENT P.U.D. APPLICATIONS WILL BRING AN ESTIMATED 46,000 CAR TRIPS PER DAY. YOU CAN'T CALL IT GOOD PLANNING IF WHAT YOU ARE REALLY SAYING IS THAT WE ARE GOING TO MONITOR IT. NOW I APPLAUD THE TRAFFIC LIGHT AT 30th AND RED RIVER. WE HAVE BEEN BEING TOLD THAT ST. DAVID'S WAS BEHIND THAT FOR THE PAST 10 YEARS. NOW I WONDER HOW AN AMBULANCE IS GOING TO GET INTO THE EMERGENCY ROOM WITH 46,000 CAR TRIPS A DAY CLOGGING UP OUR TWO LANE STREETS. HOW IS A PEDESTRIAN GOING TO BE ABLE TO CROSS AT TRAFFIC LIGHT MUCH LESS A STREET WITHOUT A LIGHT LIKE MEDICAL ARTS. YOUR REQUIRED TRAFFIC ANALYSIS DIDN'T EVEN INCLUDE MEDICAL ARTS. WE DON'T HAVE SIDEWALKS ON MOST OF 32nd STREET, CHILDREN USE THIS PART OF THE STREET TO GET TO LEE ELEMENTARY SCHOOL. I HAVE BEEN ASKING FOR THOSE SIDEWALKS TO BE REVIEWED FOR AT LEAST 10 YEARS FINALLY I

WANT TO SAY SOMETHING ABOUT ZONING. THE REASON I AM DISPAIRING ABOUT THE FUTURE OF MY NEIGHBORHOOD, AUSTIN NEIGHBORHOODS IN GENERAL, DESPITE NEIGHBORHOOD PLANS, DESPITE ASSURANCES TO HAVE A DENSE LIVEABLE CITY, NOTHING CHANGED TO PROTECT STREETS WITH SINGLE FAMILY RESIDENTS FROM UNSCRUPULOUS DEVELOPMENT AND WE HAVE LITTLE ENFORCEMENT OF REPORTED VIOLATIONS. IF THE CITY DOESN'T FOLLOW ITS OWN REGULATIONS, AND GIVES NEIGHBORHOODS THE SAME COURTESY GIVEN TO DEVELOPERS, WE HAVE NO ZONING PROTECTION AND NO BARGAINING LEVERAGE. IN THE BEST OF ALL POSSIBLE WORLD, WE WOULD HAVE A VOLUNTARY SOLUTION, I WOULDN'T HAVE TO BE WONDERING IF I HAVE TO CONTEMPLATE INJUNCTIVE RELIEF. I WAS TOLD TO MAKE UP A LIST OF WHAT I THINK A P.U.D. SHOULD HAVE IN IT FOR THIS PROJECT. SO HERE'S MY LIST. BEAR WITH ME BECAUSE I MAY NOT BE ABLE TO READ MY OWN HANDWRITING. THE P.U.D. ORDINANCE SHOULD EXPLAIN WHY CONVENTIONAL ZONING COULD NOT MEET ST. DAVID'S NEEDS. THE -- IT SHOULD HAVE A STATEMENT THAT THE HOSPITAL CANNOT AND WILL NOT EXPAND. THAT'S WHY THEY NEED A P.U.D. IS BECAUSE THEY CAN'T EXPAND THEIR -- THEIR TRACT. IT WOULD HAVE TO -- INSTEAD OF THESE FUNDS GOING TO THE URBAN FOREST FUND, THERE SHOULD BE -- SINCE THERE REALLY ISN'T ANY SIGNIFICANT PRESERVATION OF THE NATURAL ENVIRONMENT, THAT'S A KEY POINT TO THE P.U.D. ORDINANCE, A SOLUTION WOULD BE TO DONATE A SIGNIFICANT AMOUNT THAT WOULD ORDINARILY BE PRESERVING THE ENVIRONMENT TO THE AUSTIN PARKS FOUNDATION AND THAT COULD BE ALLOCATED TO -- TO OUR AREA RESOURCES LIKE THE HANCOCK GOLF COURSE AND EAST WOODS PARK. THE USES -- EXCUSE ME, THE USES AND PERCENTAGES OF THE ENTIRE TRACT WOULD BE LISTED AND THE INNOVATIVE AND PUBLIC SERVICES WOULD BE DESCRIBED NOT JUST A STATEMENT THAT THEY EXIST AND THE NEIGHBORHOOD PLAN HEIGHT LIMIT OF 60 FEET ALONG RED RIVER WOULD BE MAINTAINED, THIS WOULD -- THIS COULD BE ACCOMPLISHED FROM SET BACKS ON 10 FEET COULD BE DONE. I MAY BE A LITTLE BIT CONFUSED HERE. WHEN I READ THE APPLICATION I THOUGHT THAT THE COMPATIBILITY STANDARD THAT WAS BEING VIOLATED WAS THE COMPATIBILITY WITH THE CONDOS ACROSS 32nd STREET. I DON'T KNOW WHETHER IT'S REALLY SOME OTHER BUILDING NOW. I MAY BE CONFUSED. AND THAT -- THE 120 FEET THAT THE CITY COUNCIL THAT HAS PUBLICLY STATED IT SUPPORTS AS THE LIMIT OUTSIDE OF THE CENTRAL BUSINESS DISTRICT THAT WOULD BE FOLLOWED FOR THIS P.U.D. AS WELL. THOSE THINGS WOULD -- WOULD MAKE THIS P.U.D. LEGAL IN MY OPINION. THANK YOU VERY MUCH FOR YOUR TIME. I REALLY APPRECIATE ALL OF THE HARD WORK. THAT THESE OFFICES HAVE GIVEN TO US IN THIS. THAT THE CITY STAFF HAS GIVEN US. WE REALLY ARE APPRECIATIVE AS A NEIGHBORHOOD. WE SIMPLY FEEL THAT -- THAT THIS IS THE -- IS THE STEPPING OFF POINT FOR WHAT THE REST OF THE DEVELOPMENT IS GOING TO BE IN OUR AREA AS IT RELATES TO DENSITY IN OUR NEIGHBORHOOD PLAN. THANK YOU VERY MUCH.

THANK YOU, BARBARA.

[APPLAUSE]

LET'S SEE, TERRY BIERS. WELCOME, FOLLOWED BY JANE CHAMBERLAIN AND TERRY A COUPLE OF FOLKS WANTED TO DONATE TIME TO YOU. IS LESLIE GROVE HERE, HOW ABOUT LAURA SFISKA? SORRY IF I'M MISPRONOUNCING THAT. TERRY UP TO SIX MINUTES IF YOU NEED IT. WELCOME.

I FORGOT WHAT I WAS GOING TO SAY. MAYOR WYNN, COUNCIL, I KNOW THAT YOU ARE LISTENING TO US AND YOU MIGHT BE JUST SORT OF ZONING OUT AT THIS POINT. BUT I WANT TO TELL YOU A LITTLE BIT ABOUT -- ABOUT MY NEIGHBORHOOD. A LOT OF THEM SAID ABOUT PRESERVING SINGLE FAMILY NEIGHBORHOODS AND MAINTAINING THE NEIGHBORHOOD PLANS, I KNOW SOME OF YOU FAVOR MORE DENSITY THAN MANY OF US HERE TONIGHT MIGHT FAVOR. BUT -- BUT OUR RIGHTS AND EXPECTATIONS FOR A COMFORTABLE LIFE SHOULD BE RESPECTED. I HAVE LIVED IN MY HOUSE FOR 17 YEARS. UNBELIEVABLY I BOUGHT IT FOR 89-9 IN 1991. AND I -- IT'S A WONDERFUL HOUSE, IT'S A SMALL HOUSE, I HAVE A GARAGE APARTMENT. I THINK THAT WE HAVE ACCEPTED DENSITY IN OUR NEIGHBORHOOD ON MY STREET ALONE, JUST IN ONE BLOCK, THERE ARE FIVE GARAGE APARTMENTS OR AUXILIARY USES, I HAVE NINE BOYS LIVING ON THE CORNER, WHICH I'M GOING TO DO SOMETHING ABOUT SOON AND -- [LAUGHTER], FOUR BOYS LIVING NEXT DOOR TO ME WHOSE PARENTS I CALL UP AT 2:00 IN THE MORNING TO -- TO TELL THEM TO -- TO CUT IT OUT. WHEN U.T. MAKES A TOUCHDOWN, I HEAR IT AT MY HOUSE. NOW, THE BENEFITS OF BEING SO CLOSE TO U.T. ARE WHEN THE EAGLES CAME TO PLAY I COULD HEAR THAT AT MY HOUSE, TOO. I ALSO HEAR STUBB'S AND RED EYE FLY, BUT YOU HAVE HEARD ABOUT THAT ALREADY. ONE THING THAT PEOPLE HAVE TALKED ABOUT I THINK DANA SAID THIS, THAT -- THAT THIS KIND OF CONSTRUCTION THAT'S BEING PLANNED ON THE -- ON THE RIGHT IN OUR NEIGHBORHOOD, I MEAN IN OUR NEIGHBORHOOD, IS DEVALUING OUR PROPERTY. ACTUALLY, WHAT IS HAPPENING IS OUR TAXES ARE RAISING EVERY YEAR. MY TAXES HAVE GONE UP 100% IN THE PAST FOUR YEARS. AND I NEED A NEW FOUNDATION, A NEW ROOF, YOU KNOW, LOTS OF MONEY. BUT MY TAXES HAVE GONE UP BUT THE QUALITY OF MY LIFE MIGHT -- MY ACTUAL LIFE IS DEVALUED BY THE AMOUNT OF TRAFFIC, THE AMOUNT OF NOISE AND THESE PROPOSED PROJECTS, THE CONCORDIA PROJECT WHICH IS JUST UN-- MIND BOGGLING, THE ST. DAVID'S PROJECT AND I WOULD LIKE TO SAY THAT IT'S -- THAT IT'S NOT ASSOCIATED WITH ST. DAVID'S EPISCOPAL CHURCH, COLUMBIA ST. DAVID'S, THIS IS A KIND OF A CORPORATE HOSPITAL ORGANIZATION AND THESE AS EVERYONE HAS SAID, WHAT THEY ARE DOING IS MAKING A PROFIT, THIS IS A FOR PROFIT ORGANIZATION, THEY ARE TRYING TO -- TO PULL THE WOOL OVER OUR EYES. AND -- AND I JUST WANT OUR NEIGHBORHOOD PLAN RESPECTED, I -- I FEEL LIKE WE HAVE PUT IN SO MUCH TIME AND SO MUCH EFFORT THAT -- THAT IT'S ALMOST LIKE -- PEOPLE CAN AUTOMATICALLY GET A VARIANCE OR GET A WAIVER FROM THE NEIGHBORHOOD PLAN AND I FEEL SOMETIMES LIKE OUR EFFORTS WERE WASTED. IN DOING THIS. IF NOBODY REALLY PAYS ATTENTION. I -- I ALSO WILL LEAVE YOU ON THIS IDEA THAT -- THAT WHEN I GO INTO MY BACK YARD, IN 1991, I TURNED IN MY NORTH CAROLINA TEACHERS RETIREMENT AND BOUGHT A HOT TUB WHICH MY SISTER SAID WAS A VERY BAD IDEA AND SHE'S NOT GOING TO SUPPORT ME WHEN I'M A BAG LADY.

Mayor Wynn: BECAUSE OF THOSE NINE BOYS AT THE CORNER OR -- [LAUGHTER]

I GO OUT THERE IN THE WINTER AND I SIT IN MY HOT TUB AND -- [LAUGHTER] --

Mayor Wynn: SORRY.

BUT I GO OUT THERE AND THERE ARE OWLS, RACOONS, OPOSSUMS, ALSO ST. DAVID'S. ST. DAVID'S KIND OF LOOMS UP. YOU KNOW, I SEE PEOPLE UP THERE AND STUFF AND THINK, YOU KNOW, GOLLY, I WONDER YOU KNOW IF THEY CAN SEE ME DOWN HERE, THEY PROBABLY CAN. I WENT OVER IN THE HOT AIR BALLOON ONE TIME AND SAW OH, MY GOD, PEOPLE COULD LOOK DOWN AND I HAD BETTER WEAR A BATHING SUIT. [LAUGHTER] BAD, BAD THOUGHT. BUT IF THEY GO UP 175 FEET, IF THEY GO UP 90 FEET ON THE CORNER, 90 FEET, THIS IS LIKE A MONSTROUS WALL, AND THE -- YOU KNOW, IT'S LIKE LIVING IN A PRISON. I DON'T WANT TO DO THIS. I MAY HAVE TO WALK NAKED DOWN MY STREET IF YOU PASS THE P.U.D. THANK YOU. [LAUGHTER] [APPLAUSE]

THANK YOU, MRS. BEIRS, JANE CHAMBERLAIN. SIGNED UP WISHING TO SPEAK BUT IN OPPOSITION, AS DID BART WATTLY. WELCOME. A NUMBER OF FOLKS WANTED TO DONATE THEIR TIME TO YOU, ALSO, LINDA HERE. WELCOME BACK. MARY GAY MAXWELL, HI, [INDISCERNIBLE] YOU HAVE UP TO 15 MINUTES IF YOU NEED IT, WELCOME.

THANK YOU, HOPEFULLY I WON'T NEED THAT MUCH TIME. GOOD EVENING, MAYOR AND COUNCILMEMBERS, I'M BART WATTLY, PRESIDENT OF THE HANCOCK NEIGHBORHOOD ASSOCIATION. A LOT OF GOOD THINGS HAVE BEEN SAID HERE TONIGHT. I DON'T WANT TO TRY TO REPEAT THEM. I WILL TRY TO CUT IT BRIEF. UNFORTUNATELY MY PRESENTATION IS NOT GOING TO BE AS LIVELY AS THE LAST ONE. PRETTY DRY AS I LOOK AT IT HERE. I WOULD LIKE TO SAY THAT THE HANCOCK NEIGHBORHOOD ASSOCIATION HAS BEEN AGAINST THIS, WE APPRECIATE THE MOVEMENT THAT ST. DAVID'S HAS SHOWN, IT GOES A LONG WAY TO MITIGATE A LOT OF CONCERNS THAT WE'VE HAD WITH THIS P.U.D. AND THIS DEVELOPMENT. THERE'S A COUPLE OF ITEMS THAT WERE LISTED EARLIER THAT WERE PRESENTED ABOUT -- ABOUT THE RECENT MOVEMENTS THAT ST. DAVID'S IS GOING TO MAKE. WE FIND ALL OF THOSE VERY ACCEPTABLE. THERE'S -- WE THINK WE NEED TO GO A LITTLE BIT FURTHER WITH WHAT THEY ARE DOING WITH THIS P.U.D. THOSE -- THE COUPLE OF EXTRA ITEMS THAT WE WOULD LIKE TO SEE IS ONE IS THE 90-FOOT -- THE 90-FOOT HEIGHT AT 32nd AND RED RIVER FOR THE ACUTE CARE. IT WAS A TOUGH ONE FOR US BECAUSE THAT IS HIGHER THAN OUR NEIGHBORHOOD PLAN. I THINK ST. DAVID'S KNEW THAT. WE DO UNDERSTAND THAT IT'S FOR ACUTE CARE. WE THINK A WAY TO RESOLVE THAT IS TO GO AHEAD AND, YOU KNOW, I WOULD PROPOSE TO GO AHEAD AND ALLOW ST. DAVID'S TO HAVE THE 90 FEET HEIGHT THERE FOR THE ACUTE CARE, BUT I THINK THAT IT'S IMPERATIVE THAT THAT IS HELD BACK FROM RED RIVER 20 TO 30 FEET. SO WE ACHIEVE A STEP BACK EFFECT AND IT LOWERS THE SCALE ON RED RIVER AND BRINGS THINGS DOWN TO A NEIGHBORHOOD SCALE. ST. DAVID'S OBJECTED TO THAT IN THE PAST BECAUSE OF STAIR TOWER AND CIRCULATION ISSUES. I THINK PERHAPS IT CAN STILL WORK. WE CAN

MAKE AN EXCEPTION FOR THE ELEVATOR STAIR SHAFTS, BUT OF THE REST OF THE BUILDING NOT CIRCULATION BE REDUCED BACK TO 20 TO 30 FEET SETBACK FOR THAT 90-FOOT PORTION. I ALSO THINK IT WOULD BE IMPORTANT FOR THE ST. DAVID'S TO MAKE SOME SORT OF PLEDGE TO THE ENVIRONMENT. SOMETHING FOR THE PARKS, SOMETHING OFF-SITE. IT IS A P.U.D. REQUIREMENT THAT THEY ENHANCE THE NATURAL ENVIRONMENT, THAT SITE IS MAXED OUT ALREADY. I APPRECIATE THEM PRESERVING TREES, BUT MORE NEEDS TO BE DONE. WE WOULD LIKE TO SEE SOMETHING LIKE THAT. ALSO THE NEIGHBORHOOD HAS A LOT OF CONCERNS ABOUT ADDITIONAL HEIGHT OVER 120 FEET. I DON'T THINK THAT IT'S APPROPRIATE TO HAVE HEIGHTS FOR OVER 120 FEET FOR NON-HOSPITAL USES. NAKED'S REQUEST THAT COUNCIL CLARIFY THAT THE RECENT RULINGS HAVE FOUND THAT HEIGHTS OVER 120 FEET ARE NOT APPROPRIATE IN NEIGHBORHOOD AREAS OUTSIDE OF DOWNTOWN AND THE UNIVERSITY NEIGHBORHOOD OVERLAY IN WEST CAMPUS AND THAT HEIGHT ABOVE 120 IS BEING GRANTED FOR ST. DAVID'S BECAUSE OF ITS UNIQUE HOSPITAL USE. RELATED TO HEIGHTS, NON-HOSPITAL CORE USES ARE -- ARE RELATED TO HEIGHTS THE PLANNING COMMISSION RECOMMENDING LIMITING NON-HOSPITAL CORE USES TO [INDISCERNIBLE]%. I LIKE THIS, IT KEEPS FROM TOO MUCH COMMERCIAL DEVELOPMENT HAPPENING ON THAT SITE. THIRD THING THAT I'M CONCERNED ABOUT IS PRECEDENT. COUNCIL ACTION ON ST. DAVID'S P.U.D. WILL SET A PRECEDENT FOR HANDLING DENSE DEVELOPMENTS PROPOSED IN CENTRAL CITY NEIGHBORHOOD. FOR FUTURE CASES ON LARGER REZONINGS, CITY STAFF SHOULD BE PROVIDED TO GUIDE PLANNING TEAMS AND NEIGHBORHOOD ASSOCIATIONS IN DEALING WITH DEVELOPERS SEEKING CHANGES TO ADOPT OR SEEKING CHANGES TO ADOPT NEIGHBORHOOD PLANS, THE CITY SHOULD REQUIRE ANY DENSITY AND OUR MIXED USE DEVELOPMENTS CLEARLY ENHANCE THE NEIGHBORHOOD BY ENSURING THAT NEW USES ARE COMPATIBLE WITH EXISTING USES BY PROVIDING PEDESTRIAN CONNECTIONS, BY PROVIDING SERVICES FOR AREA RESIDENTS AND BY KEEPING TRAFFIC MANAGEABLE AND ENSURING THE TALLER STRUCTURES DO NOT INTRUDE ON NEIGHBOR'S PRIVACY. ALLOW THE USE OF P.U.D. ZONING ONLY WHEN THE PROJECT WILL CLEARLY ENHANCE RATHER THAN DAMAGE SURROUNDING SINGLE FAMILY NEIGHBORHOODS. I REALLY BELIEVE THIS IS A MISUSE OF A P.U.D. I'M NERVE VOW. THEY WERE USING A P.U.D. TO ALLOW ADDITIONAL ENTITLEMENTS WITHOUT PROVIDING FOR DEVELOPMENT, THIS IS BAD PRECEDENT. I UNDERSTAND THIS IS IMPORTANT HOSPITAL USE BUT THAT IN AND OF ITSELF IS NOT A VALID STANDARD TO JUSTIFY A P.U.D. A P.U.D. MUST PROVIDE DEVELOPMENT IN LAND USE TERMS. PROVIDING A BLANK CHECK TO ST. DAVID'S WITHOUT AN OPPORTUNITY FOR THE REVIEW OF FURTHER DEVELOPMENTS IS NOT GOOD PLANNING FROM A COMMUNITY STANDPOINT. IT'S HARD FOR NEIGHBORHOODS TO PROPERLY PLAN FOR GROWTH AND DENSITY WHEN P.U.D.ES ARE BEING USED TO STEP AROUND NEIGHBORHOOD PLANS. PLEASE REQUIRE ADDITIONAL MODIFICATIONS TO THIS P.U.D. AND MAKE CLARIFICATIONS ON HEIGHT FOR US TONIGHT. THANK YOU VERY MUCH FOR YOUR TIME. [APPLAUSE]

Mayor Wynn: THANK YOU, BART. FOR THE ADDITIONAL IDEAS. KELLY RAMSEY? OUR NEXT SPEAKER. WELCOME KELLY. AND LOOKS LIKE IS -- IS ANGELA STILL HERE? WANTED TO

DONATE TIME TO YOU. WELCOME, KELLY UP TO SIX MINUTES IF YOU NEED IT. THAT WILL BE FOLLOWED BY HUGH BENDER.

THANK YOU VERY MUCH. THANKS FOR ALLOWING ME TO SPEAK TONIGHT. I WOULD LIKE TO START BY SAYING THAT I LIVE IN THE HANCOCK NEIGHBORHOOD AND I LIVE ABOUT 3 BLOCKS FROM ST. DAVID'S. JUST ON THE OPPOSITE HILL OF WALLER CREEK. AND RIGHT NOW WHEN THEY STARTED BUILDING THE -- THE NEWEST PART OF ST. DAVID'S, THE CRANE WENT UP, I WAS LOOKING OUT MY BEDROOM WINDOW RIGHT AT THIS BIG CRANE, IT WAS VERY VISIBLE AND FROM WHAT I UNDERSTAND THE 90 FEET THAT THEY ARE TALKING ABOUT IS GOING TO OCCUPY THAT SPACE THAT THE TOP OF THE CRANE WAS OCCUPYING AND A COUPLE OF MY CONCERNS WITH ST. DAVID'S IS THAT THIS BUILDING IS PRESENTING ITSELF AS A BUILDING TO -- TO THE SURROUNDINGS AND THE OPEN SPACES TEND TO BE IN THE MIDDLE AND AS THE NEIGHBORHOOD, ALL WE ARE LOOKING AT ARE THESE HUGE WALLS OF BUILDINGS. SO I'M REALLY CONCERNED ABOUT THE WAY THAT -- THAT -- THAT THEY ARE GRANTED THESE EXTRA HEIGHTS CLOSE TO THE NEIGHBORHOOD. I THINK THAT IT SHOULD BE STEPPED BACK FROM THE RED RIVER GOING BACK TO THE HEIGHTS THAT THEY ARE WANTING TOWARD I-35. I THINK THAT THAT'S A GOOD SENSIBLE SOLUTION BECAUSE FOR ONE THING THE EXTRA HEIGHTS CAN BLOCK SOME OF THE SOUND THAT WE GET FROM I-35 THAT -- THAT -- THAT WAFT INTO, THROUGH OUR WINDOWS EVERY NIGHT AND SPRING DAYS AND -- AND FALL DAYS WHEN WE HAVE OUR WINDOWS OPEN. AND -- AND I JUST THINK A LITTLE BIT OF -- OF MORE SENSITIVITY OF THE NEIGHBORHOOD WOULD BE A NICE -- A NICE ADDED AMENITY THAT ST. DAVID'S COULD START THINKING ABOUT. AND THAT IS THAT -- YOU KNOW, IF YOU LOOK AT THE TWO DEVELOPMENTS THAT ARE BEING PLANNED, ONE BEING THE CONCORDIA ONE AND ONE BEING THE ST. DAVID'S, I HAVE BEEN FOLLOWING THE MEETINGS AND GOING TO THE MEETINGS WITH THE -- WITH THE CONCORDIA PEOPLE AND THEY ARE STEPPING EVERYTHING BACK REALLY CLOSE TO I-35 FOR THEIR HEIGHTS AND THE FRONT OF THEIR WHOLE DEVELOPMENT IS NOT EVEN AS FAR TOWARD RED RIVER AS -- AS THE 175-FOOT LIMIT OF THE ST. DAVID'S PROJECT IS COMING ALL THE WAY TO IT AND AS WE SEE IT FROM THE NEIGHBORHOOD, IT'S JUST GOING TO BE SOLID BUILDING BECAUSE AGAIN THE OPEN SPACES ARE WITHIN -- WITHIN THEIR COURT YARDS AND NOT AROUND THE EDGES. SO -- SO IF YOU COMPARE THAT TO CONCORDIA, THEY ARE LOOKING AT FOUR TOWERS THAT ARE CLOSE TO I-35, HELP TO DAMPEN THE NOISE AND A LOT OF GREEN SPACE, I UNDERSTAND THREE ACRES OF GREEN SPACE WITH - - WITH ONE ACRE OF DEDICATED PARK AND WIDE AVENUES, A LOT MORE PEDESTRIAN FRIENDLY SMART GROWTH ORIENTED PROJECT WHICH ST. DAVID'S HASN'T MADE ANY EVEN ATTEMPT TO -- TO SOUND LIKE THEY WANTED TO DO ANYTHING LIKE THAT. SO I REALLY WOULD LIKE TO SEE THE SETBACKS STARTING AT RED RIVER, 60 FEET GOING BACK AS FAR AS WE CAN, I THINK THE 30 FEET TO 40 FEET ISN'T EVEN ENOUGH. I'M GOING TO SEE THAT BUILDING, I WAS INVOLVED IN PUTTING UP SOME -- SOME -- SOME HELIUM BALLOONS UP TO 250 FEET OVER IN THE CONCORDIA AREA FOR THE NEIGHBORHOOD ASSOCIATION. WHEN THEY ARE BACK THAT FAR THEY REALLY DON'T FEEL SO INTRUSIVE AS IF THEY COME ALL THE WAY TO RED RIVER I'M GOING TO BE SEEING THESE BUILDINGS, THEY ARE GOING TO

BE ABOVE OUR TREE POP TOPS, WHEREAS OVER BY I-35 THEY ARE -- THEY ARE MUCH LESS IMPOSING. SO -- SO IN THAT CASE I'M KIND OF EXCITED ABOUT THE CONCORDIA, NOT VERY EXCITED ABOUT THE ST. DAVID'S ONE. I'M JUST GOING TO END IT WITH THAT. THANKS. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

THE EAST WEST THROUGH STREETS ARE ALREADY BEGINNING TO SEE AN INCREASE AND BECOMING CLOGGED. I HAVEN'T SEEN ANYTHING ADDRESSED ON HARRIS AVENUE, WHICH IS WHERE LEE ELEMENTARY IS, WHICH DOES NOT HAVE SIDEWALKS, WHICH DOES NOT HAVE ANY TRAFFIC CALMING, AND IS BLOCKED FROM THIS DEVELOPMENT AND BLOCKED FROM CONCORDIA. THE SECOND THING I WOULD LIKE TO REITERATE IS THE NEIGHBORHOOD PLAN. OUR NEIGHBORHOOD WORKED LONG, WORKED HARD ON THAT PLAN, A LOT OF THOUGHT WENT INTO IT. THE 60-FOOT SET BACK ON RED REQUIRE WAS ONE -- ON RED RIVER WAS ONE OF THE CONDITIONS AND WE'D LIKE TO YOU RESPECT THAT CONDITION ALL ALONG RED RIVER. WE'D ALSO LIKE TO YOU RESPECT THE 125-FOOT BUILDING HEIGHT OUTSIDE THE DOWNTOWN DISTRICT. THE PRECEDENT BEING SET WITH ST. DAVID'S IS ALSO GOING TO BE A BIG FACTOR WITH THE CONCORDIA DEVELOPMENT AND WHETHER YOU LIKE IT OR NOT, THEY'RE RELATED AND BECAUSE OF THAT PRECEDENT WE WOULD LIKE TO YOU KEEP THAT TO 125 FEET OR I WOULD LIKE TO YOU KEEP IT TO 125 FEET. AND IF ST. DAVID'S TRULY HAS A NEED FOR OFFICE AND RETAIL AND COMMERCIAL SPACE ABOVE THE 125-FOOT LEVEL OR ABOVE THE 60-FOOT LEVEL ON RED RIVER, THEN I HEAR THERE'S ABOUT 22 ACRES FOR SALE RIGHT NEXT DOOR. THANK YOU. MARILYN MORITZ.....

WELCOME BACK, DANIEL. YOU WILL BE FOLLOWED BY JONATHAN BEANS.

I WANT TO SAY, MAYOR, YOU ARE A REALLY FAIR GUY AND I REALLY APPRECIATE HOW YOU TREAT THE SPEAKERS THAT COME UP HERE. I JUST WANT TO SAY THAT BECAUSE WHAT I HAVE TO SAY YOU PROBABLY WON'T LIKE. [LAUGHTER] IT'S TRUE. I DON'T LIKE IT EITHER, BUT I HAVE TO SAY IT. IF ALL THE PEOPLE THAT HAVE WORKED ON THE NEIGHBORHOOD PLANS AND CONTINUE TO WORK ON THE NEIGHBORHOOD PLANS ARE WILLING TO COME DOWN HERE ALL THE TIME, ST. DAVID'S MUST ALSO. THEY ARE A NEIGHBOR, THEY'RE PART OF THE CITY OF AUSTIN, SO THEY SHOULD BE PART OF THE CITY OF AUSTIN. ONCE AGAIN I REITERATE, THE NEIGHBORHOOD PLANS ARE THE LAW OF THE LAND. THEY NEED TO BE THE LAW OF THE LAND. THE NEIGHBORHOOD PLANS NOT ONLY REPRESENT NEIGHBORHOODS, THEY REPRESENT EVERYBODY, EVERYBODY. SO WE WANT TO BRING EVERYBODY TO THAT TABLE, BUT THERE'S THIS SIEWJS THAT ITS DEVELOPERS AND NEIGHBORS AND THAT'S NOT TRUE. AND MY AREA, GOVALLE, JOHNSON TERRACE, WE HAVE DEVELOPERS IN OUR REVIEW COMMITTEE. WE HAVE BUSINESS PEOPLE, WE HAVE PROPERTY OWNERS, WE HAVE RENTERS, WE HAVE THEM ALL AND WE HAVE HAD A LOT OF SUCCESS. THE NEIGHBORHOOD PLANNING PROCESS HAS BEEN SUBVERTED. THE NEIGHBORHOOD PLANNING PROCESS ALSO REPRESENTS THE PEOPLE, THE CONSTITUENTS OF AUSTIN. THE NEIGHBORHOOD PLANNING PROCESS IS THE PEOPLE. WE'RE THE GOVERNMENT. YOU'RE THE REPRESENTATIVES. YOU NEED TO LISTEN TO US

TOO. THERE'S TOO MUCH GOING ON. WE'RE TRANSITIONING, YOU KNOW, DEMOCRACY IS ON M. WE'RE ON M OF DEMOCRACY. WE'RE TRANSITIONING FROM THE KING AND LORD, WHICH THESE DAYS TRANSLATES INTO CORPORATIONS AND THE WEALTHY TO GOVERNMENT BY AND FOR AND OF THE PEOPLE. SO THE NEIGHBORHOOD PLANNING PROCESS IS THE MOST REAL MANIFESTATION OF GOVERNMENT OF THE PEOPLE, BY THE PEOPLE, BY ALL OF US. SO STAVE NEEDS TO -- SO ST. DAVID'S NEEDS TO COME BACK TO THE NEIGHBORS, NOT TRY AND GET AN ILLEGAL P.U.D. BESIDES, THE P.U.D.'S SHOULD BE FOR THE OUTER CITY, AND OF COURSE PEOPLE HAVE ALREADY TALKED ABOUT THE PRECEDENT THAT IT'S SETTING. YOU ALREADY HEARD ONE GENTLEMAN TONIGHT SAY THAT HE'S DROPPING OUT OF THE NEIGHBORHOOD PLANNING PROCESS. I HEARD THAT LAST NIGHT FROM SOMEBODY ELSE. AND ALONG WITH THAT SAYING WHY SHOULD I SPEND SO MUCH TIME ON A PLANNING EFFORT WHEN MY CITY COUNCIL WON'T SUPPORT IT. MAYBE I SHOULD JUST JOIN A RECALL. THE DEVELOPERS AND THE RICH HAVE THE MONEY, BUT THE PEOPLE HAVE THE NUMBERS AND THE ELECTIONS ARE CONTINUING. [BUZZER SOUNDS] THANK YOU.

Mayor Wynn: THANK YOU, DANIEL. [APPLAUSE] I LOST MY PLACE HERE. LET'S SEE, JONATHAN BINKY ACTUALLY SIGNED UP IF WE HAD QUESTIONS, BUT ALSO IN OPPOSITION.

[INAUDIBLE - NO MIC].

Mayor Wynn: THANK YOU. AND THEN A NUMBER OF FOLKS SIGNED UP NOT WISHING TO SPEAK, KELLY CANNON IN FAVOR OF THE ZONING CASE, BUT THE FOLLOWING FOLKS SIGNED UP NOT WANTING TO SPEAK IN OPPOSITION, BARBARA BRIDGES, JUDITH SEARCY, GALE GOLF, TONY HOUSE, CAROL GIBBS, LORI LIMBACKER. EELIZABETH BODMAN. LILLIAN BECKWITH, WILLIAM BECKNER, PHYLLIS DAY, RICHARD IVERSON, RICHARD HARDIN, TOM ATHEY, JOHN WALTERS, SAGE WHITE, ROBIN TURNER, JAN LONG AND JOHN LARSON SIGNED UP NOT WISHING TO SPEAK IN OPPOSITION. ARE THERE ANY OTHER CITIZEN HERE WHO WOULD LIKE TO ADDRESS US WHILE WE HAVE THE PUBLIC HEARING OPEN? IF NOT, THEN WE TYPICALLY HAVE A REBUTTAL TIME FOR AN APPLICANT, SO WELCOME BACK.

THANK YOU, MAYOR. I'LL BE BRIEF. WE STARTED WORKING WITH THIS NEIGHBORHOOD ON THIS P.U.D. OVER TWO YEARS AGO. WE LISTENED. WE HEARD THEIR CONCERNS ABOUT TRAFFIC AND WE'VE ADDRESSED THOSE. WE'RE MEETING THE REQUIREMENTS OF THE TIA PLUS ADDED THREE OTHER MITIGATION FACTORS THAT YOU AS PASSED ON FIRST READING. WE HEARD THE CONCERNS ABOUT HEIGHT. WE CAME UP WITH THE CONCEPT OF STAGING HEIGHT AWAY FROM THE NEIGHBORHOOD AS MUCH AS POSSIBLE. NOW WE'VE LISTENED EVEN HARDER SINCE FIRST READING. WE HEARD THE CONCERNS AND WE BROUGHT FORWARD TONIGHT A NEW PLAN THAT WE THINK MEETS THE CONCERNS AS SET OUT BY THAT NEIGHBORHOOD. BOTH NEIGHBORHOODS. TO PROVIDE AS BEST AS WE POSSIBLY CAN A BUFFER ON RED RIVER. THE NICU AREA IS AN IMPORTANT SERVICE FOR THIS COMMUNITY. THAT AREA NEEDS TO EXPAND. THERE'S ALREADY BUFFERING. IF YOU'LL LOOK AT THE MAPS THAT WE'VE PROVIDED, THAT BUILDING IS ALREADY SET BACK FROM

32nd STREET AND RED RIVER. IT RANGE FROM A LOW OF ABOUT 10 TO 12, 15 FEET TORKS AS MUCH AS 50 FEET SET BACK FROM THE STREET. SO THERE IS BUFFERING ALREADY THERE. WE ARE LAND LOCKED. YOU HEARD LAST TIME, WE HAVE NO PLACE TO GO. OUR CITY IS GROWING, AND WITH IT THE NEED FOR MEDICAL SERVICES. WE ARE RESPONDING TO THOSE NEEDS. WE BELIEVE STRONGLY THAT THE P.U.D. IS THE RIGHT DOCUMENT, THE RIGHT VEHICLE, BECAUSE IT CREATES THE FLEXIBLE BLUEPRINT FOR THE FUTURE ON HOW TO DEVELOP THIS PROPERTY. WE HAVE NO CHOICE. THERE ARE MEDICAL NEEDS THAT NEED TO BE MET AND WE'RE SEEKING TO MEET THOSE. THE YIEWS SET OUT IN THE P.U.D. ARE SOME 20 PLUS USES. WE MET WITH CITY STAFF. THEY GAVE US THE LIST OF USES TO PROVIDE THE FULL RANGE OF MEDICAL TYPE DELIVERY SERVICES, INCLUDING IN MEDICAL SERVICES ARE MEDICAL OFFICES. WE HEARD TONIGHT THAT THERE WAS CONCERNS ABOUT OFFICE SPACE FOR LEASE. WELL, THAT'S THE MEDICAL OFFICE BUILDING THAT WAS GRANTED A VARIANCE OVER TWO YEARS AGO AND REUPED THIS LAST YEAR BECAUSE OF DELAY IN FUNDING TO GET THAT DONE, AND NOW WE'RE GOING FORWARD AND DOING WHAT WE SAID WE WERE GOING TO DO IS BUILD THAT MEDICAL OFFICE BUILDING. WE MEET THE REQUIREMENTS OF THE P.U.D. THIS P.U.D. IS TECHNICALLY SUPERIOR AND WE STRONGLY RESENT THE FACT THAT THIS IS NOT AN APPROPRIATE ZONING TOOL. COUNCIL, WE URGE YOU TO SUPPORT ON SECOND READING THE REVISED MOTION AS SET OUT BY COUNCILMEMBER LEFFINGWELL, WHICH INCLUDES THE ITEMS CONTAINED IN FIRST READING, AND WE'D ASK YOU ALSO TO CLOSE THE PLEERT AS WE DO ON TO -- CLOSE THE PUBLIC HEARING AS WE GO ON TO THIRD READING. I'LL BE HAPPY TO ANSWER ANY QUESTIONS.

Mayor Wynn: THANK YOU. QUESTIONS OF THE AGENT, COUNCIL, OR ANYBODY ELSE FOR THAT MATTER? COMMENTS? COUNCILMEMBER LEFFINGWELL.

Leffingwell: MAYOR, I'LL MOVE TO CLOSE THE PUBLIC HEARING AND APPROVE ON SECOND READING THE MOTION THAT I OUTLINED PREVIOUSLY, WHICH IF THERE'S ANY NEED TO, I'LL GO OVER THAT AGAIN, BUT IT'S QUITE LENGTHY, AND I DO HAVE IT IN WRITING.

Cole: SECOND.

Mayor Wynn: MOTION BY COUNCILMEMBER LEFFINGWELL, SECONDED BY COUNCILMEMBER COLE TO CLOSE THE PUBLIC HEARING AND APPROVE ON SECOND READING ONLY, WHICH IS ALL STAFF IS READY FOR ANYWAY, THIS AMENDED ACTION WITH THESE ADDITIONAL, BROADLY SPEAKING, SEVEN BROAD ADDITIONAL CONDITIONS, WHICH WE HAVE IN WRITING. I'LL SAY THAT I'M GOING TO BE SUPPORTIVE OF THIS ON SECOND READING, BUT IT'S GOING TO HELP ME TREMENDOUSLY BEFORE WE HAVE THIS BEFORE US ONCE AGAIN IF WE COULD CERTAINLY IN WRITTEN FORMAT, BUT TO THE EXTENT THAT WE CAN CREATE IT VISUALLY WHAT NOW IS THE LATEST THINKING, THAT IS, EVEN THREE DIMENSION ALI IF POSSIBLE. I'M NOT SURE, IF GUERNSEY, WHAT KIND OF TECHNICAL ABILITIES WE HAVE IN-HOUSE, HOW CONSTRAINED THEY ARE, BUT START TO BUILD THE OVERLAYS OF ALL THESE DIFFERENT CONDITIONS SO WE AND NEIGHBORS CAN REALLY SEE THE CONTEXT OF HOW IT IS WE'RE

TRYING TO CARVE A VERY CHALLENGING LAND LOCKED SITE.

COUNCIL, WE SHOULD BE ABLE TO GIVE YOU A VISUAL, A THREE DIMENSIONAL DRAWING. WE'VE ACTUALLY PURCHASED SOFTWARE THAT COUNCIL ACTUALLY HAD MENTIONED, FOR OUR ONE STOP SHOP CEREAL MONTHS AGO, AND WE'RE WORKING ON THE CON... CONCORDIA BUILDINGS RIGHT NOW AND HAVE A DENL MOW AND AS LONG AS WE CAN GET THAT SOFTWARE LOAD ODD A LAPTOP, WE SHOULD BE ABLE TO BRING BACK THE CONCORDIA IN 3-D, I DON'T KNOW WHY WE COULDN'T BRING ST. DAVID'S IN 3 D ONCE WE HAVE THE MOTION THAT'S BEFORE YOU. I THINK WE WOULD BE ABLE TO GIVE YOU THAT KIND OF PRESENTATION THAT YOU COULD FLY AROUND MAYBE ON THE DETAIL OF THE SURROUNDING BUILDINGS, BUT AT LEAST THE MASSING AND SCALE OF THIS PROJECT.

Mayor Wynn: AND -- THANK YOU. AND WITH THAT, WITHOUT CREATING A LOT OF ADDITIONAL WORK, MY STAFF AND I WOULD LIKE TO BE A PART OF THAT PROCESS AND BEGIN TO EVEN PROGRAMMATICALLY TRY TO INCLUDE SOME OF THESE ADDITIONAL SUGGESTIONS WE'VE HAD TONIGHT, ADDITIONAL SETBACKS AND OTHER ELEMENTS OR FRANKLY SEE WITH THESE ADDITIONAL CONDITIONS WHETHER SOME OF THE SUGGESTIONS THAT WE'VE HEARD TONIGHT MAY ACTUALLY STILL FALL INTO THE ENVELOPE OF WHAT'S ON THE TABLE. SO MY STAFF AND I WILL OFFER TO BE AS MUCH OF THAT LOOP AS WE CAN BE.

WE'LL BE HAPPY TO WORK WITH THE COUNCIL OFFICES. AND ALSO THE APPLICANT, THERE ARE SOME THINGS THAT I KNOW THAT STAFF WOULD LIKE CLARIFICATION ON THAT ARE ON THE LIST THAT HAVE BEEN PRESENTED TO US THIS EVENING THAT I'M NOT SURE IF I COULD DISTILL CLEARLY IN AN ORDINANCE OR COVENANT. SO WE'LL WORK WITH YOU AND THE APPLICANT AND CLARIFY WHAT THOSE ITEMS ARE BEFORE WE COME BACK FOR THIRD READING.

Mayor Wynn: THANK YOU, MR. GUERNSEY. FURTHER COMMENTS? COUNCILMEMBER COLE.

Cole: I'D JUST LIKE TO SAY THAT PRIOR TO FIRST READING, I HEARD FROM THE NEIGHBORHOOD REPRESENTATIVES ABOUT THE TRAFFIC ISSUES, AND I'M VERY APPRECIATIVE OF THEM COME TO GO TALK ABOUT THAT AND THE APPLICANT'S WILLINGNESS TO HELP WITH THAT, ESPECIALLY ALONG 32nd STREET, BECAUSE I'M VERY FAMILIAR WITH THE AREA. AND THEN BETWEEN FIRST READING AND SECOND READING, COUNCILMEMBER LEFFINGWELL DEALT A LOT WITH THE HEIGHT ISSUES. AND SO I'M VERY APPRECIATIVE TO BE INCLUDED IN THAT PROCESS WITH THE APPLICANT AND THE NEIGHBORS. AND I HOPE BETWEEN NOW AND THIRD READING THAT IF THERE'S ANY FURTHER DISCUSSIONS THAT NEED TO OCCUR THAT THEY DO OCCUR IN A CORDIAL MANNER. THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? DIRECTION? AGAIN, -- COUNCILMEMBER KIM.

Kim: I'D LIKE TO SEE IF WE CAN BUILD ON WHAT WE'VE DONE TONIGHT WITH COUNCILMEMBER LEFFINGWELL'S SUGGESTION HERE ON HIS MOTION, BUT I THINK WE ALSO DO TO ACKNOWLEDGE THAT -- DO NEED TO ACKNOWLEDGE THAT WE HAVE AN INCREASE FOR MEDICAL CARE IN OUR COMMUNITY AND THAT IT WOULD NOT BE FAIR OR EVEN ECONOMICAL TO REQUIRE OUR HOSPITALS TO FIND NEW SITES UNLESS THERE ARE NEW POPULATIONS THAT THEY'RE SERVING OUTSIDE OF THOSE SITES. AND IN THIS CASE IT IS AN AREA THAT IS GROWING IN POPULATION INSIDE OUR CENTRAL CITY CORE, WHICH IS WHAT WE WANT. AND GIVE THEAN THE LAND PRICES ON ADJACENT LAND IS VERY HIGH AND THERE'S A NEED FOR CLUSTERED MEDICAL USES, I THINK THIS IS AN APPROPRIATE AREA FOR THE EXPANSION OF THEIR BUILDING.

Mayor Wynn: AGAIN, WE HAVE A MOTION AND A SOAKED THE TABLE TO APPROVE ON SECOND READING ONLY THIS ADDITIONAL SERIES OF CONDITIONS FOR THIS SITE WITH ADDITIONAL DIRECTION TO STAFF TO HELP US DOCUMENT AND VISUALIZE THE PROPOSED ENVELOPE. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. COUNCILMEMBER LEFFINGWELL.

Leffingwell: JUST TO CLARIFY, THE MOTION WAS ALSO TO CLOSE THE PUBLIC HEARING.

Mayor Wynn: YES. AGAIN, FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON SECOND READING ONLY ON A VOTE OF STOAFN ZERO.

MAYOR, THAT CONCLUDES THE ZONING ITEMS THIS EVENING.

Mayor Wynn: THANK YOU, MR. GUERNSEY. GET SOME DESERVED REST. COUNCIL, THAT TAKES US TO OUR PUBLIC HEARINGS THIS EVENING. EARLIER THIS EVENING WE POSTPONED THREE OF OUR PUBLIC HEARINGS, I BELIEVE 83, 85 AND 87. THAT LEAVES US WITH 84 AND 86. PUBLIC HEARING NUMBER 84 IS REGARDING A CONSIDERATION ACTION ON AN APPEAL BY GLORIA MORENO OF THE PLANNING COMMISSION'S DECISION TO GRANT A TWIER COMPATIBILITY SETBACKS ON THE ENDS OF SIX ITS LOCATED AT 2608 EAST SIXTH STREET. WOULD WELCOME A STAFF PRESENTATION. BY MR. GEORGE ZAPALAC. COUNCIL, THIS IS A VERY FORMATTED APPEALS PROCESS AND WE HAVE A PROCEDURE THAT WE'LL FOLLOW AS PART OF THE PUBLIC HEARING. WELCOME, GEORGE.

GOOD EVENING, MAYOR AND COUNCILMEMBERS, I'M GEORGE ZAPALAC WITH WATERSHED PROTECTION AND DEVELOPMENT REVIEW DEPARTMENT. THIS CASE BEFORE YOU TONIGHT IS LOCATED AT 2608 EAST SIXTH STREET AND THE LOCATION MAP IS BEFORE YOU. THE PROPERTY IS LOCATED AT THE INTERSECTION OF EAST SIXTH STREET AND KIA STREET. TO

ORIENT YOU, THIS IS SEVENTH STREET UP AT THE TOP, PLEASANT VALLEY OVER HERE TO THE EAST. THE H.E.B. IS LOCATED ACROSS THE STREET FROM THIS PROPERTY. THERE ARE ALSO OFFICES, WAREHOUSES AND OTHER INDUSTRIAL TYPE FACILITIES TO THE SOUTH AND EAST OF THE PROPERTY, SINGLE-FAMILY TO THE NORTH AND WEST. IS THE PROJECT CONSISTS OF EIGHT MULTI-FAMILY UNITS HE LOCATED ON THREE PREVIOUSLY ZONED -- PREVIOUSLY SINGLE-FAMILY LOTS THAT HAVE BEEN COMBINED INTO ONE TRACT. THE PROPERTY WAS ZONED MF-2 IN 2001 AS THE HOLLY NEIGHBORHOOD PLAN. THE REASON WHY THE PROJECT IS BEFORE YOU TONIGHT IS BECAUSE THE APPLICANT IS REQUESTING A FWRAIFER THE COMPATIBILITY STANDARDS. ON THE SITE PLAN THERE IS A REQUIREMENT -- LET'S SEE IF I CAN REORIENT THIS. THIS IS SIXTH STREET HERE, KIA STREET HERE AND THIS IS AN ALLEY THAT RUNS ALONG BEHIND THE PROPERTY. THIS IS A REQUIREMENT IN THE COMPATIBILITY STANDARDS THAT NO DEVELOPMENT OCCUR WITHIN 25 FEET OF SINGLE-FAMILY PROPERTIES, AND THERE ARE SINGLE-FAMILY PROPERTIES ACROSS THE ALLEY. THE APPLICANT IS REQUESTING THE WAIVER IN ORDER TO CONSTRUCT TWO DRIVEWAYS OFF THE ALLEY INTO PARKING SPACES THAT WOULD BE LOCATED BEHIND THE FOUR UNITS. THE OTHER FOUR UNITS WOULD FRONT ON TO SIXTH STREET AND WOULD TAKE ACCESS ON TO SIXTH STREET. THE APPLICANT IS PROPOSING TO UPGRADE THE ALLEY BETWEEN KIA STREET AND THE END OF THEIR PROPERTIES SO IT WOULD BE ADEQUATE TO ACCOMMODATE THE TRAFFIC FROM THE PROPOSED DEVELOPMENT. THEY HAVE ALSO AGREED TO PROVIDE A PRIVACY FENCE ALONG THE OPPOSITE SIDE OF THE ALLEY WHERE THE EXISTING SINGLE-FAMILY UNITS ARE LOCATED. I HAVE A PHOTOGRAPH HERE THAT SHOWS THE EXISTING CONDITIONS IN THE AREA. BOTH OF THESE VIEWS ARE LOOKING EASTWARD FROM KIA STREET DOWN THE ALLEY. THE SUBJECT PROPERTY IS LOCATED ON THE LEFT SIDE OF THE ALLEY. THE EXISTING SINGLE-FAMILY DEVELOPMENT IS LOCATED ON THE RIGHT SIDE. THIS DEVELOPMENT PROPOSAL WAS RECOMMENDED BY STAFF BECAUSE THE DRIVEWAYS ARE SEVENNING ONLY FOUR UNITS -- SERVING ONLY FOUR UNITS. WE THOUGHT THERE WOULD BE MINIMAL TRAFFIC IMPACT. AND WE FELT THAT THE APPLICANT HAD MITIGATED THE POSSIBLE ADVERSE EFFECTS BY PROVIDING THE PRIVACY FENCE AND UPGRADING THE ALLEY. THE PLANNING COMMISSION ON OCTOBER 24TH RECOMMENDED THE WAIVER BY A VOTE OF 6-2. IT IS BEFORE YOU TONIGHT ON APPEAL BY GLORIA MORENO, REPRESENTING THE NEIGHBORHOOD ASSOCIATION. THE OPTIONS BEFORE YOU, THEY ARE THREE FOLD. YOU CAN EITHER UP HOLD THE PLANNING COMMISSION ACTION AND APPROVE THE COMPATIBILITY WAIVER, YOU CAN REVERSE THE PLANNING COMMISSION ACTION BE AND DENY THE WAIVER OR YOU COULD MODIFY THE PLANNING COMMISSION'S ACTION BY IMPOSING ADDITIONAL CONDITIONS UPON THE DEVELOPMENT. THAT IS A SUMMARY OF THE ITEM BEFORE YOU, AND I'D BE GLAD TO ANSWER ANY QUESTIONS.

Mayor Wynn: THANK YOU. QUESTIONS OF STAFF, COUNCIL? IF NOT, THEN -- AGAIN, WE HAVE A VERY STRUCTURED APPEAL PROCESS SIMILAR TO THAT OF A ZONING CASE. I'LL CONSIDER THAT TO BE THE REPORT FROM CITY STAFF. WE NOW HEAR A PRESENTATION FROM THE APAL LENT, WHICH IS MS. MORE REN NOARKS AND THEN WE HEAR FROM

PEOPLE SUPPORTING THAT APPEAL. THEN WE'LL HEAR FROM THE OPPOSING SIDE AND THEN A REBUTTAL AGAIN BY MS. MORENO. AND MS. MORENO, YOUR PRESENTATION IS FIVE MINUTES. WELCOME.

OKAY, THANK YOU. GOOD EVENING, MAYOR WYNN, CITY MANAGER TOBY FUTRELL. IT'S GOOD TO SEE EVERYONE.

...

Mayor Wynn: I APOLOGIZE FOR INTERRUPTING. OCCASIONALLY YOU WILL SEE COUNCILMEMBERS OR MYSELF LEAVE THE DAIS, KNOW THAT WHEN WE'RE BACKSTAGE BEHIND THE DAIS THERE'S AUDIO AND VIDEO BACK THERE. WE HEAR AND SEE ALL THE PRESENTATIONS OCCURRING, SO PLEASE DON'T BE OFFENDED IF YOU DON'T TALK TO A FULL DAIS. BUT EXCUSE THE INTERRUPTION.

I UNDERSTAND. I'M HERE THIS EVENING AS PRESIDENT OF THE PEDERNALES NEIGHBORHOOD ASSOCIATION, AND WE ARE ASKING THAT YOU AS GUARDIANS OF OUR NEIGHBORHOOD PLANS CITYWIDE DENY THIS VARIOUS REQUEST BY THE APPLICANT, MR. MCCORMICK. IT'S VERY HARD TO KNOW THAT WE'RE GOING TO HAVE CONDOS. THIS IS THE FIRST TIME WE'VE HAD ANY DEVELOPMENT IN OUR AREA FOR MANY, MANY, MANY YEARS, AND FOR HIM TO COME AND -- WE HAVE MET WITH HIM AND HIS ENGINEER, WE HAVE REQUESTED THAT WE'VE OFFERED ALTERNATIVES. THEY SAY THAT THEY CANNOT MAKE ANY CHANGES. I BELIEVE THAT WITH A CHANGE, A DESIGN CHANGE IN THE PLAN, THEY CAN FIT THEIR PROJECT INTO THE ALREADY EXISTING AREA WITHOUT ASKING FOR A VARIANCE FOR THE SETBACK. FROM THE REAR OF THEIR PROJECT FACING THE ALLEY. AND TO THINK THAT WITH THE CONDOS THEY CAN HAVE THE ZONING, HE CAN STILL REDESIGN AND BUILD AND MAKE A PROFIT, AND -- BUT WHAT'S GOING TO HAPPEN TO THE PEOPLE? THE FIRST HOUSE TO THE WEST OF THE PROJECT, IT'S A SINGLE MOTHER WITH TWO CHILDREN. VERY, VERY MODERATE INCOME. WILL BE DISPLACED BECAUSE SHE'S ALREADY BEEN TOLD THAT HER RENT WILL GO UP WHEN THE PROJECT IS FINISHED AND THE TAXES GO UP. SHE'LL BE DISPLACED. THE PEOPLE IN THE BACK ALSO MODERATELY INCOMED, WILL HAVE THEIR TAXES GOING UP. SO KNOWING THAT AND KNOWING THAT THEY CAN STILL BE THERE, WE REALIZE THAT THIS IS GOING TO HAPPEN. WE DON'T LIKE IT, BUT SINCE THE ZONING IS THERE, HE CAN STILL BUILD. WE'RE JUST ASKING THAT HE BUILD TO SPEC. THAT'S THE WORD I'M USING, BUT IN ORDER TO BUILD WITHOUT ASKING FOR A VARIANCE. THANK YOU.

Mayor Wynn: THANK YOU, MS. MORENO. SO WE NOW CONTINUE BY LISTENING FROM FOLKS WHO SUPPORT MS. MORENO'S APPEAL. THE NEXT SPEAKER IS GAVINO MORENO? OR FERNANDEZ. WELCOME. AND IS ALBERT HERRERA HERE? WELCOME, ALBERT. ARE JAMES FOM. SO GAVINO, YOU WILL HAVE UP TO NINE MINUTES IF YOU NEED IT, WELCOME.

THANK YOU, MAYOR. MY NAME IS GAVINO FERNANDEZ AND I'M WITH EL CONCILIO AND I'M HERE TO SUPPORT ONE OF OUR NEIGHBORHOOD ASSOCIATIONS AND I'M A MEMBER OF

THE EL CONCILIO NEIGHBORHOOD COALITION. AND BAIFBLY WHAT WE HAVE HERE IS -- BASICALLY WHAT WE HAVE HERE IS A SITUATION WHERE IF ANY OF YOU WOULD GO BY FOR YOUR -- GO BUY APPAREL FOR YOURSELVES YOU WOULDN'T FWIE SOMETHING THAT'S TOO BIG OR TOO SMALL. WE WENT THROUGH A NEIGHBORHOOD PLANNING PROCESS AND THEREOF THAT PROCESS WE DEFINE AND PRESCRIBED WHAT TYPE OF CONSTRUCTIONS SHOULD GO ON THIS PARTICULAR PROPERTY. ALL WE'RE ASKING -- AND WE ALSO NEED TO TAKE INTO CONSIDERATION THE FACT THAT THIS IS RAW LAND. THERE HAS NOTHING BEEN BUILT ON THIS PARTICULAR PROPERTY YET. WE'RE AT A VERY INFANT STAGE, A STAGE WHERE THERE'S A LOT OF FLEXIBILITY. THERE'S OTHER VACANT LOTS WITHIN THIS AREA. AS YOU'VE NOTICED ON THE MAP, THIS IS A VERY SMALL NEIGHBORHOOD, BUT THERE ARE OTHER VACANT LOTS THAT IF WE PROVIDE THIS VARIANCE TO THIS PARTICULAR PROJECT IT'S GOING TO SET A PRECEDENCE. ANOTHER ISSUE IS THAT IN OUR NEIGHBORHOODS, THE CITY IS VERY, VERY STRICT IN NOT ALLOWING HOMEOWNERS TO BUILD CARPORTS IN FRONT OF THEIR HOMES THAT IMPEDE INTO THE SETBACK. I MEAN, THAT IS VERY CONSISTENT. I HEAR MANY, MANY CASES WITHIN OUR.... OUR BARRIO, THEY TOLD ME I COULDN'T BUILD THE CARPORT BECAUSE IT WAS IMPEDING INTO THE SETBACK. I THINK THAT IT'S VERY IMPORTANT THAT CITY STAFF AND THIS GOVERNMENT, YOU AS GUARDIANS OF THE NEIGHBORHOOD PLAN, ADHERE AND STICK TO THESE. THAT'S WHAT WE'RE ASKING HERE BASICALLY. THERE ARE OTHER OPPORTUNITIES AND ALTERNATIVES ACCESSING THESE PROJECTS, AND THAT'S THROUGH KIA STREET. YOU HAVE OFF STREET PARKING. THE LOFTS, THE PEOPLE THAT LIVE ON THE LOFTS ON SIXTH STREET AND PEDERNALES, THEY HAVE NO PROBLEMS IN USING OFF STREET PARKING, SO I DON'T SEE WHY THIS PARTICULAR PROJECT OR THE USERS WOULD HAVE A PROBLEM IN USING OFF STREET PARKING ON KIA. IT'S A VERY WIDE STREET. THERE ARE A LOT OF ALTERNATIVES. THE DEVELOPER TALKS ABOUT PAVING THE SECTION THAT HE'S GOING TO BUILD AND CONSTRUCT AND USE. WELL, THAT'S FINE, BUT WHAT ABOUT THE OTHER 70% OF THE ALLEY THAT'S GOING TO REMAIN RAW? AND ALL THE RUNOFF IS GOING TO SEEP UNDER THIS ASPHALT THAT HE'S PROPOSING TO PUT? HE ALSO TALKS ABOUT BUILDING A PRIVACY FENCE. WELL, THAT'S GREAT, BUT ALL THESE THINGS THAT HE'S PROPOSING TO DO ARE FOR THE BENEFIT AND THE MARKET ACT OF HIS PROJECT. IT'S NOT DOING US NEIGHBORS A FAVOR. AND THEN THERE WERE OTHER SUGGESTIONS ABOUT I'LL HELP YOU WITH THE SIDEWALKS AND WHATNOT, THE INFRASTRUCTURE ELEMENTS THAT ARE DETERIORATING IN THIS AREA. MY GOD, THOSE ARE THING THAT WE AS TAXPAYERS SHOULD RECEIVE ANYWAY THROUGH GENERAL FUND. WE SHOULDN'T HAVE TO RELY ON THE DEVELOPER TO COME IN AND CURE INFRASTRUCTURE THAT HAS BEEN NEGLECTED FOR MANY YEAR. SO BASICALLY WE'RE ASKING YOU, HE'S GOING TO BUILD HIS PROJECT AND HE'S BEEN RELUCTANT IN NOT WANTING TO GO BACK TO THE DRAWING BOARD AND PRESENT SOMETHING THAT FITS INTO WHAT IS PRESCRIBED AND WHAT THE ZONING IS ALLOWING. AND THAT'S ALL THAT WE'RE ASKING. YOU KNOW THAT WE'RE ALREADY REALIZING AN AVALANCHE OF A LOT OF OUR PEOPLE BEING DISPLACED BECAUSE OF THESE TYPE OF PROJECTS. SO THE MINIMAL THING THAT WE ASK OF YOU IS TO NOT -- NOT TO GRANT THIS WAIVER AND REMAIN CONSISTENT AND HAVE CITY STAFF REMAIN CONSISTENT IN

ENFORCING THE SETBACK FOR THE CODE. AND IT'S VERY DIFFICULT FOR ME TO UNDERSTAND A GOVERNMENT THAT AUTHORED A PROCESS THAT HAS RULES AND REGULATIONS AND THEN THE SAME AUTHORS OF THAT RECOMMEND THAT THEY NOT BE ADHERED TO. AND IF THAT'S GOING TO BE THE PRESIDENT, THAT'S..... THE PRECEDENT THAT'S GOING TO BE SET, LET'S HAVE AN ITEM COME BEFORE TO YOU ELIMINATE THE SETBACK CODE ENFORCEMENT ISSUE. BECAUSE THERE WAS A REASON AND RATIONALE FOR THAT TO BE PUT IN PLACE. SINGLE-FAMILY HOMES ARE BROUGHT BECAUSE OF THE PRIVACY ISSUE. THERE WAS ANOTHER STATEMENT MADE BY STAFF THAT THERE WERE TWO RESIDENTS THAT USE THE ALLEY FOR INGRESS AND EGRESS, AND THAT'S NOT KNOT TRUE. JAMES LIVES DIRECTLY BEHIND THAT PROPERTY. HE HAS NOT USED THAT -- THE ALLEY TO EXIT FROM HIS PROPERTY. AND NO OTHER NEIGHBOR THAT WE WALKED AND TALKED TO USE THAT ALLEY. THE ALLEY WAS USED, AS YOU REMEMBER, COUNCIL, BEFORE THE SANITARY -- WHAT YOU CALL THE TRASH TRUCKS USED TO COME AND PICK UP TRASH THROUGH OUR ALLEYS. THEY DON'T DO THAT ANYMORE. SO IN F. YOU NOTICE IN THE PICTURE THE ALLEY HAS GRASS THAT IS ALMOST KNEE HIGH BECAUSE IT'S VERY, VERY MINIMAL USE. PLEASE DENY THE CONSTRUCTION OF THIS PROJECT. AND WE'RE AT AN OPPORTUNE TIME YOU RITE NOW BECAUSE NOTHING HAS BEEN BUILT. SO I DON'T THINK THAT WE AS HOMEOWNERS IN NOT WANTING TO MAKE THAT ADDITIONAL INVESTMENT TO PROTECT THE NEIGHBORHOODS. AND THIS ISN'T JUST ONE PROJECT THAT THIS COMPANY IS DOING. I THINK THERE ARE 12 OR 19 19 THROUGHOUT THE CITY. SO YOU HAVE A DAVID VERSUS A GOLIATH FROM AN ECONOMIC POINT. AND THIS IS A NEIGHBORHOOD THAT IS GRADUALLY, GRADUALLY BEING FLIPPED. I SAW AN ITEM ON TLC THIS PAST WEEKEND, AND IT FEATURES AUSTIN AS THE AREA TO COME IN AND INVEST AND FLIP PROPERTY. SO WE'RE ALREADY IN THE ENDANGERED SPECIES LIST, IF YOU WILL, SO I THINK THAT WE'RE NOT ASKING VERY MUCH OF YOU, AND THAT IS TO DENY THIS VARIANCE, HAVE THIS DEVELOPER COME IN WITH A DESIGN AND A PROJECT THAT FITS WHAT'S PRESCRIBED. AND I THANK YOU VERY MUCH FOR THE TIME AND YOU'RE LISTENING TO US. THANK YOU.

Mayor Wynn: THANK YOU, MR. FERNANDEZ. SO THAT CONCLUDES THE FOLKS WHO ARE SUPPORTING MS. MORENO'S APPEAL. WE'LL NOW HEAR FROM FOLKS OPPOSING THE APPEAL. IT LOOKS LIKE OUR FIRST SPEAKER IS SERGIO LOZANO. WELCOME. YOU WILL BE FOLLOWED BY MATT MCCORMICK. AND PERHAPS MAR REESE CON ITTER ROW. CON TEAR ROW.

GOOD EVENING, MEMBERS OF COUNCIL, MY NAME IS SERGIO LOZANO, A LICENSED ENGINEER IN THE STATE OF TEXAS. AND I'M WORKING HERE WITH MATT AND (INDISCERNIBLE) IN RARZ TO THIS PROJECT. FIRST OF ALL, LET ME SAY THAT THIS SITE IS APPROXIMATELY 20,000 SQUARE FEET. THERE IS AN EXISTING STRUCTURE THAT HAS BEEN VACANT FOR OVER 20 YEARS. THERE IS A PICTURE HERE THAT I WILL SHOW YOU THIS IS PART OF THE NEIGHBORHOOD PLAN THAT GAVE MF 2 ZONING TO THESE PARTICULAR PROPERTIES. 'WE'RE NOT EXCEEDING DENSITIES ON MF-2. WE'RE NOT EXCEEDING THE HEIGHTS ALLOWED UNDER MF-2. THE ONLY THING WE'RE ASKING FOR IS A WAIVE. AND IF I MAY SHOW YOU WHAT THE WAIVE THAT WE'RE ASKING FOR REPRESENTS, PLEASE. IS WHAT

I HAVE HERE IS SIXTH STREET ON THIS SOUTHERN PORTION OF THE SITE, AND THEN WE HAVE UNPAVED ALLEY. WE ARE ONLY ASKING FOR YOU GUYS TO APPROVE WHAT STAFF MEMBERS HAVE RECOMMENDED AND PLANNING COMMISSION HAS APPROVED TO CONSTRUCT THESE TWO DRIVEWAYS ON THIS ALLEY THAT IS THE ACCESS THAT YOU HAVE FOR THE PROPERTIES THAT ARE TO THE -- YEAH, TO THE SOUTH AND TO THE NORTH. WE ARE NOT BUILDING ANYTHING WITHIN THE 25-FOOT BUILDING SET BACK AS FAR AS THE STRUCTURES GOES, WE ARE JUST ASKING TO BUILD TO CONCRETE DRIVES TO PROVIDE ACCESS TO THE BACK UNITS. WE ARE PROVIDING WATER QUALITY, WE ARE PROVIDING DETENTION, AND THERE IS NO OTHER REQUIREMENTS THAT WE'RE ASKING TO HAVE. MR. FERNANDEZ HAD SAID THAT, YES, WE COULD REDESIGN THIS. JUST TO GIVE YOU AN EXAM, WHEN WE DID PER PERIOD ON SIXTH AND PEDERNALES, ON 3.3 ACRES WE HAVE OVER 123 UNITS. ON SLIGHTLY LESS THAN HALF AN ACRE WE ONLY HAVE EIGHT UNITS. WE ARE NOT CRETION THE DENSITY, -- WE ARE NOT INCREASING THE DENSITY, WE ARE MEETING EVERY OTHER REQUIREMENT THAT THE MF-2 ZONING DISTRICT ALLOWS, WHICH COMPLIES WITH THE NEIGHBORHOOD PLAN. WE'RE NOT -- WE ARE REMOVING ONLY ONE 12-INCH HACKBERRY TREE, AND THAT'S WHY YOU SEE THE CONFIGURATION OF THE DRIVEWAYS BEING ON SIXTH STREET WITH THAT. SO THIS PROJECT BE REALLY TOOK INTO ACCOUNT THE TOPOGRAPHIC CONDITIONS, THE ACCESS, THE IMPERVIOUS COVER WHICH WE HAVE LESS THAN WHAT WE ARE ALLOWED, AND NOT ONLY THAT, BUT WE ARE IMPROVING, MAYOR AND CITY COUNCILMEMBERS, CITY MANAGER, THE INFRASTRUCTURE THAT WE HAVE HERE. YES, MR. FERNANDEZ SAID THAT THE DEVELOPER OFFERED TO DO SOME IMPROVEMENTS TO THE NEIGHBORHOOD. WHAT HE OFFERED WAS TO REVEAL SOME OF THE SIDEWALKS THAT WE HAVE IN THE AREA THAT ARE IN POOR CONDITIONS AND DO NOT MEET A.D.A. REQUIREMENTS, FOR INSTANCE. THEY ARE GOING TO INCREASE THE SIZE OF THE WATER LINE TO PROVIDE ADEQUATE SERVICE. HE DIDN'T ASK FOR THAT, HE IS DOING THAT FOR THE BENEFIT OF THE NEIGHBORHOOD. AND ONE MORE TIME -- [BUZZER SOUNDS] LET ME JUST WRAP IT UP BY SAYING THAT UNDER THE PRESENT CODE WE ARE NOT ALLOWED TO COUNT ON STREET PARKING AS PART OF YOUR REQUIREMENTS. AND MR. ZAPALAC, YOU CORRECT ME IF I'M WRONG ON THAT, BUT ON PEDERNALES WE HAD TO HAVE EVERY SINGLE SPACE THAT WAS REQUIRED BASED ON THE PARKING REQUIREMENTS THAT THE SITE PLAN EXCEEDS. SO NO, WE CANNOT USE ON STREET PARKING TO REDUCE THE AMOUNT OF REQUIRED PARKING ON-SITE BECAUSE THAT'S AGAINST THE CODE. IF YOU HAVE ANY QUESTIONS, I WILL BE HERE AND HAPPY TO ANSWER THEM. THANK YOU.

Mayor Wynn: THANK YOU. BEFORE YOU LEACH -- ACTUALLY, IF YOU GO BACK OVER TO YOUR VISUAL THERE, I PRESUME YOU'RE THE ENGINEER, CIVIL ENGINEER FOR THE PROJECT?

ONE OF MY ENGINEERS, YES, SIR.

Mayor Wynn: SO IF I UNDERSTAND THIS CORRECTLY, SO ALONG THE BACK PROPERTY LINE, YOU ARE HE NOT EXCEEDING THE SETBACK REQUIREMENT?

NOT A ALL.

Mayor Wynn: SO WHY DO YOU NEED TO PRO TRIEWD INTO WHAT IN EFFECT IS THE ALLEY SET BACK? IS IT BECAUSE OF THE TURNING RADIUS OF THE VEHICLES?

NO. IT'S BECAUSE THE COMPATIBILITY SET BACK SAYS THAT YOU CANNOT BUILD ANY DRIVEWAYS OR STRUCTURES WITHIN 25 FEET OF A PROPERTY ZONED SF-5 OR LESS RESTRICTIVE. WE ARE BUILDING THESE TWO DRIVEWAYS TO PROVIDE ACCESS TO THE -- TO THE BACK UNITS. SO THESE PROPOSED DRIVEWAYS AT SOME POINT, RIGHT HERE, MAYOR, IT'S 15 FEET AWAY FROM THE PROPERTY LINE BECAUSE THAT'S THE WIDTH OF THE ALLEY. SO WE'RE ASKING TO BUILD THIS DRIVEWAY AND THIS DRIVEWAY WITHIN THE 25-FOOT SET BACK.

Mayor Wynn: SO IF MR. ZAPALAC OR SOMEBODY COULD HELP ME CONFIRM THIS, SO THE COMPATIBILITY ISSUE IS THAT YOU CAN'T HAVE -- YOU CAN'T PAVE WITH CONCRETE -- YOU CAN'T DO ANYTHING. YOU CAN'T PAVE WITH CONCRETE WITHIN 20 FEET OF THAT OTHER BACK LINE.

THAT'S CORRECT, MAYOR. IN 25 FEET. AND THIS SITE IS PROVIDING A 25-FOOT UNDISTURBED COMPATIBILITY BUFFER ON THE WEST SIDE WHERE IT DOES DIRECTLY ABUT THE SINGLE-FAMILY PROPERTY. THE REAR SET BACK IS TRIGGERED BECAUSE OF THE EXISTING SINGLE-FAMILY ZONING AND RESIDENCES WHICH ARE ACROSS THE ALLEY. THE ALLEY IS 15 FEET WIDE. THE SETBACK IS 25 FEET, SO NOTHING CAN BE BUILT THAT WOULD DIRECTLY ACCESS THE ALLEY UNLESS THEY RECEIVE THE WAIVER.

Mayor Wynn: AND YET, IF OUR RESOURCES WEREN'T AS LIMITED AS THEY ARE AND THE NEED AS GREAT ALL OVER TOWN, I COULD SEE AS WE AS A CITY WOULD GO BACK AND WE... WE WOULD WANT TO PAVE EVERY UNIMPROVED, UNPAVED ALLEY IN TOWN. WE SPENT A LOT OF MONEY IMPROVING THE ALLEYS DOWNTS AND HAVING TO REPAVE THEM FREQUENTLY ENOUGH, SO THE CITY CAN COME IN AND PAVE AN UNPAVED ALLEY OBVIOUSLY.

THAT'S CORRECT. BY EVEN IF THE ALLEY WERE PAVED, THEY WOULD STILL HAVE TO GET THE WAIVER IN ORDER TO CONNECT TO THE ALLEY. IT'S A BIT OF AN UNUSUAL SITUATION. NORMALLY A COMPATIBILITY SET BACK IS TRIGGERED BY A DIRECTLY ADJACENT SINGLE-FAMILY PROPERTY. IN THIS CASE THEY'RE LOCATED ACROSS THE ALLEY. SO THE SINGLE-FAMILY PROPERTIES WOULD BE SEPARATED FROM THE PROPOSED DEVELOPMENT.

Mayor Wynn: DOES OUR CODE SAY YOU CANNOT CONNECT -- YOU CANNOT USE THE ALLEY OR ACCESS TO YOUR PROPERTY OR IS IT THIS QUIRK THAT YOU CAN'T IMPROVE ANYTHING WITHIN 20 FEET OF ANOTHER PROPERTY LINE. IS THE ACTUAL PROHIBITION AGAINST -- SO IF THEY WEREN'T PAVING THE DRIVEWAY, IF THEY LEFT THE REAR DRIVE TO THE REAR

GARAGES DIRT, THEN --

THEY WOULD STILL HAVE TO GET THE WAIVER.

Mayor Wynn: SO JUST AN UNIMPROVED DRIVEWAY AND EXACT SAME CONDITION AS THE ALLEY.

THAT'S CORRECT.

Mayor Wynn: WOULD ALSO BE CONSIDERED AN IMPROVEMENT.

THAT'S CORRECT.

WHAT WOULD IT DO TO YOUR SITE TO TRY TO INCORPORATE THE PARKING AND THE DRIVEWAYS WITHIN THE SETBACKS?

LET ME GO BACK HERE. BASICALLY IF -- COUNCILMEMBER MARTINEZ, WE HAD TO ABIDE BY THAT 25-FOOT SET BACK, THEN OUR DRIVEWAY WILL HAVE TO COME OFF OF KIAS STREET. AND THEN WE HAVE TO HAVE 25-FOOT DRIVEWAY WIDTH, WHICH IN ESSENCE WILL TAKE OUT A LARGE PORTION -- IT WILL TAKE OUT 25 FEET OF THE BACK FOUR UNITS BECAUSE SINCE WE CAN HAVE A DRIVEWAY OR A BUILDING, ALL THAT AREA RIGHT HERE WILL BE TAKEN OUT. DUE TO COMPATIBILITY SETBACKS, WE ARE NOT TOUCHING THE WEST 25 FEET OF THE PROPERTY BECAUSE OF AN EXISTING SINGLE-FAMILY RESIDENCE HERE. WE'RE ASKING TO BUILD THE CONCRETE APRONS, IF YOU WILL, WITHIN THE 25 FEET SET BACK. BUT WE WILL LOSE FOUR UNITS.

SO IF THERE WAS ANOTHER ALLEY IN EXIST -- PARALLEL TO THE EXISTING ALLEY AND PUT YOUR STRUCTURES BACK TO WHERE YOU HAVE THE TURNING AID RAID JUST FOR VEHICLES TO PARK?

THAT IS CORRECT, SIR. MR. MARTINEZ, WE WILL HAVE TO TAKE -- THE DRIVEWAY WILL HAVE TO BE AT LEAST 25 FEET AND THEN WE WILL NEED ANOTHER 25 FEET, I GUESS, FOR OUR TURNING RADIUS FOR THE AUTOMOBILES TO JUMP IN, WHICH WILL TAKE OUT 50 FEET OF THIS PROPERTY.

Mayor Wynn:.

McCracken:.

Mayor Wynn: COUNCILMEMBER MCCRACKEN.

McCracken: I GUESS THIS IS PROBABLY FOR GEORGE. THIS SEEMS LIKE A VERY BIZARRE RULE, BUT MAYBE THERE'S A GOOD REASON FOR IT. CAN YOU TELL US HOW THIS CAME TO

BE? BECAUSE IT SEEMS TO BE CREATING A NONSENSICAL SITUATION RIGHT HERE.

I THINK WHEN IT WAS DRAFTED IT DID NOT ENVISION A SITUATION LIKE THIS WHERE YOU HAVE AN EXISTING ALLEY. AND WHAT WE SEE OFTEN IS THE PROPERTY LINE RUNS ADJACENT TO A SINGLE-FAMILY AREA, AND THE PROPOSED PROPERTY WOULD HAVE THE SAME BOUNDARY AS THE SINGLE-FAMILY PROPERTY BEHIND IT. AND IN THAT SITUATION THE INTENT OF THE STANDARD IS TO NOT HAVE PARKING WITHIN 25 FEET OF THE SINGLE-FAMILY RESIDENCE. IN THIS CASE SINCE YOU ALREADY HAVE AN ALLEY THERE THAT CAN -- WOULD HAVE OTHER TRAFFIC ON IT, -- TRAFFIC ON IT, WE FELT THAT IT DIDN'T MAKE A LOT OF SENSE TO DENY ACCESS TO THE ALLEY, AND THAT ALSO ALLOWS YOU TO PUT THE GARAGES BEHIND THE UNIT SO THEY'RE NOT VISIBLE FROM THE STREET AS MUCH. THEY STILL HAVE ACCESS TO SIXTH STREET IN THE FRONT OF THE PROPERTY, BUT REAR UNITS, THE CARS WOULD BE OFF THE STREET AND THEY WOULD BE BEHIND THE UNITS.

McCracken: I THINK I MAY BE MISUNDERSTANDING THIS THEN. WHAT THE REQUEST IS IS -- THIS MAP IS REAL HARD TO READ. JUST FROM THE ANGLE WE HAVE HERE. BUT THEY'RE TRYING TO GET A DRIVEWAY CONNECTION TO THE ALLEY?

THAT'S CORRECT. TWO DRIVEWAY CONNECTIONS. THERE'S ONE HERE THAT GOES INTO A GARAGE SERVING TWO UNITS, AND THERE'S ANOTHER DRIVEWAY HERE THAT GOES INTO A GARAGE SERVING THESE TWO UNITS.

McCracken: SO WHY DO WE NOT WANT TO HAVE THE ABILITY TO ACCESS THE ALLEY?

STAFF IS RECOMMENDING THIS.

McCracken: THAT'S RECOMMENDING TO GRANT THIS. OKAY. SOWN FAIR TO ME, TOO.

AND MR. ZAPALAC, IN --

Mayor Wynn: MR. ZAPALAC, THE FIVE FOOT WAIVER, IT'S FIVE FEET ON THIS FOOT. THEY'RE NOT INTRUDING INTO THE ALLEY IN ANY WAY WITH ANY IMPROVEMENTS.

IT'S ACTUALLY 10 FEET. THE ALLEY IS 15 FEET WIDE, BUT THE SETBACK IS 25 FEET. SO THEY ARE BUILDING WITH -- A PORTION OF THE DRIVEWAYS IS BEING BUILT WITHIN THE 10-FOOT SET BACK THAT WOULD BE REQUIRED. THE ALLEY IS 15 FEET, SO YOU WOULD -- AND THEN THERE WOULD BE AN ADDITIONAL 10 FEET ON THIS PROPERTY.

Mayor Wynn: THE ALLEY IN NO WAY IS BEING LIMITED, DIMINISHED, THERE'S NOTHING BEING PRO TRIEWDED INTO THE ALLEY. AND YOU CAN CONFIRM THAT THE ACTUAL STRUCTURES ON THE PROPERTY, WHEREVER THESE REAR GARAGES ARE, THE STRUCTURES THEMSELVES MEET ALL SET BACK REQUIREMENTS, ALL COMPATIBILITY STZ. LITERALLY IT'S

THE DRIVEWAY ITSELF.

YES, THAT'S CORRECT.

Mayor Wynn: IT'S SIX INCH OF CONCRETE IS CONSIDERED THE IMPROVEMENT THAT'S INSIDE THIS SET BACK.

THAT'S CORRECT.

Mayor Wynn: COUNCILMEMBER MARTINEZ.

Martinez: THE FIRST COMMENT I WOULD LIKE TO MAKE IS IT SEEMS LIKE IF WE'RE DEALING WITH THIS IN THIS PARTICULAR AREA OF THE CITY, IT SEEMS LIKE WE'RE GOING TO RUN INTO THIS A WHOLE LOT AND OTHER YOU.... URBAN CORE AREAS. AND I HOPE THAT WE CAN COME UP WITH A SOLUTION SO THAT WE DON'T HAVE TO GO THROUGH VARIANCE REQUESTS. IN THIS CASE IT -- I UNDERSTAND AND I RESPECT THE NEIGHBORHOOD'S CONCERNS ABOUT FOL THE CODES, BUT I THINK THIS IS CLEARLY AN UNINTENDED CONSEQUENCE OF THAT CODE, AND THE LAST THING THAT I WANT TO SEE, AND I THINK THE LAST THING THE NEIGHBORHOODS WANT TO SEE IS TO CREATE MORE ON STREET PARKING. ONE OF THE ISSUES THAT WE'RE STRUGGLING WITH LESS THAN ONE BLOCK AWAY FROM THIS ADDRESS IS A PARKING VARIANCE FROM THE PEACOCK LOUNGE BECAUSE OF AN EXPANSION. AND THE NEIGHBORHOOD'S VEHEMENTLY OPPOSED TO GRANTING THAT VARIANCE BECAUSE IT CREATES MORE ON STREET PARKING. AND I JUST THINK THAT WHILE THIS IS A VARIANCE AND THIS IS A CHANGE TO THE EXISTING CODE, IT'S CLEARLY AN UNFORESEEN CONSEQUENCE. I'D LIKE TO SEE STAFF TAKE A LOOK AT WHERE THIS MIGHT BE OCCURRING IN OTHER AREAS AND TRY TO COME UP WITH SOME REASONABLE MEASURES SO THAT WE DON'T HAVE TO GO THROUGH THESE VARIANCE REQUESTS.

Mayor Wynn: COUNCIL, WE STILL HAVE A COUPLE MORE FOLKS WHO WOULD LIKE TO ADDRESS US. THANK YOU, MR. LOZANO. MATT MCCORMICK SIGNED UP WISHING TO SPEAK, IN FAVOR. ACTUALLY, IN OPPOSITION OF THE APPEAL.

MY NAME IS MATT MCCORMICK AND I'M PARTNER IN THE COMPANY WHICH OWNS THE PROPERTY LOCATED ON THE CORNER OF EAST SIXTH STREET AND KIA STREET. AND HAD I KNOWN WHEN WE INITIALLY BOUGHT THE PROPERTY THAT I WILL BE HERE TONIGHT ONE YEAR LATER CONCERNING THE ISSUE OF WHY I'M HERE, WHICH IS FOR A DRIVEWAY WAIVER THAT THE CITY STAFF HAS APPROVED AND THE PLANNING COMMISSION ALSO SUPPORTED. I PROBABLY WOULD HAVE THOUGHT TWICE ABOUT PURCHASING THE PROPERTY IN THE FIRST PLACE. WE ARE A SMALL LOCALLY OWNED CONSTRUCTION COMPANY. WE WORK ON SMALL INNER CITY INFILL PROJECTS THAT AT TIMES SEEMS AS THOUGH NOBODY WANTS AND WE'RE NOT A DEEP POCKET DEVELOPER. WE ARE NOT KNOWLEDGEABLE ENOUGH TO BE ABLE TO SUBMIT A SITE PLAN FOR REVIEW THAT WOULD

GENERATE NO COMMENTS FROM ALL CITY STAFF AND INSTANTLY GENERATE AN APPROVED SITE PERMIT. TO COMPLETELY RECONFORM THE PROJECT OR DROP IT ALTOGETHER AND START OVER, WHICH IN ESSENCE IS WHAT WE WOULD HAVE TO DO PER THE OPPOSITION'S WISHES HALFWAY THROUGH THE PERMITTING PROCESS IS SOMETHING WE JUST CAN'T AFFORD. WE WORK HERE, LIVE HERE AND WE PUT A LOT OF TIME AND A LOT OF MONEY INTO A DESIGN THAT WE FEEL CONFORMS WITH THE SURROUNDING NEIGHBORHOOD, STILL MEETS THE NEIGHBORHOODS OF THE -- MEETS THE DEMANDS OF THE PEOPLE WHO WANT TO LIVE IN EAST AUSTIN. WE'VE INCORPORATED A PITCHED AND GABLED ROOF DESIGN. EACH OF THE RESIDENTIAL UNITS HAS ITS OWN PARKING GARAGE WITH ADDITIONAL PARKING SO THERE ARE NO COMMON PARKING AREAS ON THE SITE AND IT WILL ACTUALLY KEEP CARS OFF THE STREET. WE HAVE CREATED A SITE PLAN WITH 45% IMPERVIOUS COVER WHEN WE COULD HAVE HAD 60%. WE HAVE A MAX HEIGHT OF THE BUILDING AT 33 FEET. WE COULD HAVE GONE TO 45 FEET. THE ISSUE ISN'T WITH THE BUILDING, IT'S THE DRIVEWAY FOR THE FOUR UNITS FACING THE ALLEY. WE HAVE WE'VE LOST SOME RESERVE BEVATIONS AND GAINED SOME THROUGH ALL THIS. BUT DEMAND FOR THIS PROJECT IS STRONG. WE HAVE MET REP GLORIA MORENO AND VA VENUS KNOW - - GAVINO FERNANDEZ AND OFFERED MANY THINGS. I SHARE THE CONCERNS OF THEM AND WITH ISSUES CONCERNING EAST AUSTIN AND ITS NEIGHBORHOODS, BUT I FEEL THAT THIS PROJECT IS UNFAIRLY TARGETED FOR THIS. WE PURCHASED AN MF-2 ZONED LOT WITH A HOME ON IT THAT HAS NOT BEEN OCCUPIED FOR OVER 20 YEARS. NO ONE IS BEING DISPLACED HERE. WE WERE THE FIRST TO MAINTAIN THE LAND AND WHAT IT LOOKED LIKE FOR YEARS AND WE HAVE REPEATEDLY REMOVED LIQUOR BOTTLES, TRASH AND WE'VE EVEN BEEN CONFRONTED BY HOMELESS PEOPLE ON OUR OWN PROPERTY. WE'VE GOT SIX ANXIOUS PZ COUPLES THAT ARE READY TO OCCUPY A PIECE OF PROPERTY THAT HAS BEEN IGNORED FOR YEARS. WE PLAN ON COMPLETELY UPGRADING AND REPLACING THE EXISTING CITY OWNED ALLEY ALONG OUR PROPERTY AT OUR EXPENSE. AN ALLEY THAT'S OVERRUN WITH WEEDS, TRASH, BEEN NEGLECTED AND IGNORED FOR YEARS. I ASK THAT YOU FOLLOW SUIT WITH WHAT CITY STAFF AND THE PLANNING COMMISSION HAVE ALREADY SUPPORTED, GRANTING APPROVAL OF THE DRIVEWAY WAIVER WILL ENSURE THAT A VACATED AND IGNORED PIECE OF AUSTIN WILL NOW BE UTILIZED TO PROVIDE HOUSING FOR THOSE THAT ARE EXCITED ABOUT THE PROSPECT OF LIVING IN SUCH A GREAT PART OF TOWN. THANK YOU. [BUZZER SOUNDS]

Mayor Wynn: THANK YOU. AND OUR LAST PERSON TO SIGN UP, MAURICIO SIGNED UP IF WE HAVE QUESTIONS, IF THAT'S STILL THE CASE. DO YOU CARE TO ADDRESS US? OKAY. THANK YOU. BUT WE'LL SHOW YOU IN SUPPORT OF THE PROJECT IN OPPOSITION TO THE APPEAL. SO NOW, COUNCIL, WE GO BACK TO OUR AL LEGAL..... PELL LANT, HAVE YOU A ONE TIME THREE-MINUTE REBUTTAL. WELCOME BACK.

THANK YOU. FIRST OF ALL, IT HAS NOT BEEN UNOCCUPIED FOR 20 YEARS. I STARTED IN THE NEIGHBORHOOD 10 YEARS AGO, AND I KNEW THE LADY, MS. BRADSHAW, AND SHE HAD PURCHASED THAT WHEN SHE GOT MARRIED IN 1929. THEY HAD THAT HOME BUILT AND SHE LIVED ALONE THERE BY HERSELF AFTER HER HUSBAND DIED. AND SHE WAS IN VERY GOOD

SPRITS. SHE WAS 94 YEARS OLD AT THIS TIME. ABOUT THREE YEARS LATER SHE WAS SCARED BY SOME OF THE TRANSIENTS IN THE AREA AND HER FAMILY MOVED HER TO HOUSTON TO A SEMI RETIREMENT HOME AND SHE WAS STILL ABLE TO WALK, COOK FOR HERSELF, TAKE CARE OF HERSELF. SINCE THEN I GUESS THEY FINALLY SOLD THE PROPERTY WHEN SHE PASSED AWAY. AT 100 AND SOMETHING, 103 OR 4. SO THAT 20 YEARS PART IS UNTRUE. SECONDLY, THE ALLEY IS ONLY 15 FEET WIDE, AND I UNDERSTAND FROM SUE WELCH FROM THE ZONING DEPARTMENT, CITY STAFF, THAT THE NORMAL ALLEY I THINK IS 24 FEET WIDE. SO THIS IS WHY THIS HAS CREATED A BIG PROBLEM BECAUSE OF OUR NARROW ALLEY. WHAT COUNCILMEMBER MARTINEZ MENTIONED, THAT WE MAY BE SEEING THIS THROUGHOUT EAST AUSTIN, I CANNOT CONFIRM THAT BECAUSE I DON'T KNOW HOW MANY OF THE ALLEYS ARE ANCIENT. I MEAN, I REMEMBER BEING THREE YEARS OLD AND THE TRASH TRUCKS COMING THROUGH THERE PICKING UP THE TRASH, AND I'M 63, SO THAT ALLEY IS OLDER THAN ME. AND AT THAT TIME IT WAS THE SAME SIZE AS IT IS TODAY. WHEN I FIRST STARTED WORKING IN THE NEIGHBORHOOD IT WAS -- IT LOOKED LIKE THE EMERALD FOREST IN GERMANY, THICK, RODENTS AND SNAKES WERE COMING OUT OF THERE INTO THE HOMES WHERE CHILDREN WERE PLAYING IN THE BACKYARDS. PARKS AND REC FROM FIESTA GARDENS, THEY CAME IN AND LEVEL IT, MOWED DOWN ALL THOSE TREES AND LATER CAME BACK AND PUT SOME ASPHALT. AND FOR THE FIRST FEW YEARS THE WHICH CHILDREN AND I AND SOME OF THE ADULTS THAT LIVED AJAY STOANT THAT ALLEY, WE CLEANED UP THAT AREA. SINCE MY MOTHER GOT SICK THREE YEARS AGO I'VE BEEN MORE HOMEBOUND AND IT'S MY FAULT FOR NEGLECTING THE ALLEY AS MUCH. THAT'S WHY THERE IS SOME TRASH, BUT IT'S ONLY BEEN IN FO THE LAST THREE YEARS. I WOULD LIKE FOR THE TECH IN A KEL PORTION OF THIS REBUTTAL TO ASK MR. FERNANDEZ TO PLEASE COME FORWARD. HE'S MY TECHNICAL ADVISOR. IF WE COULD, PLEASE.

Mayor Wynn: YES. I'LL PAUSE THE CLOCK. MR. FERNANDEZ, YOU CAN USE THE REMAINDER OF THE TIME.

MAYOR, REAL BRIEFLY, AGAIN, IT'S JUST THE PRINCIPLE OF THE WHOLE ISSUE. AGAIN, THEY NEED TO COME IN AND DESIGN AND CONSTRUCT TO MEET THE SPECS, TO MEET THE ZONING. WHEN WE TALKED TO MATT IT WAS THREE FEET. WE WEREN'T TALKING ABOUT 50 FEET. WE'LL TAKE THE INCREASE IN HEIGHT VERSUS IMPEDING ON THE SETBACK. I THINK THAT THE SETBACK IS A VERY, VERY CRITICAL. [BUZZER SOUNDS] BUT I SENSE THAT THE SHIP IS SINKING, SO I JUST WANTED TO CONVEY THAT I THINK THAT YOU WILL BE SETTING A BAD PRECEDENCE. THANK YOU.

Mayor Wynn: THANK YOU. SO COUNCIL, THAT CONCLUDES THE PUBLIC HEARING OF THIS APPEAL PROCESS. MS. TERRY, CAN YOU REMIND US THE STANDARDS NOW WE NEED TO BE COGNIZANT OF?

YES, SIR, MAYOR AND COUNCIL. THE OBLIGATION OF THE COUNCIL ON APPEAL IS TO MAKE THE DECISION THAT THE LAND USE COMMISSION SHOULD HAVE MADE. AND THAT -- THAT IS THE STANDARD THAT THE LAND USE COMMISSION WAS OPERATING UNDER IS PROVIDED

FOR ON THE LAND DEVELOPMENT CODE, AND IF THE LAND USE COMMISSION DETERMINES THAT THE WAIVER IS APPROPRIATE AND WILL NOT HARM THE SURROUNDING AREA, THE LAND USE COMMISSION CAN GRANT THAT WAIVER. THAT IS THE SAME STANDARD FOR YOU ALL ON APPEAL. IT KIND OF IT SORT OF A FLIP OF THAT, THOUGH, BECAUSE REMEMBER YOU HAVE AN APPEAL SO YOUR DECISION IS WHETHER TO GRANT THE APPEAL OR TO DENY THE APPEAL. IF YOU WISH TO DENY THE APPEAL YOU WOULD DO THAT BECAUSE YOU FIND ONE WAY OR THE OTHER IS APPROPRIATE AND WILL NOT HARM THE SURROUNDING AREA. IF YOU WISH TO GRANT THE APPEAL, THEN YOU WOULD DO EXACTLY THE OPPOSITE. YOU WOULD FIND THAT THE WAIVER IS NOT APPROPRIATE AND THAT IT WOULD HARM THE SURROUNDING AREA. SO IT'S WHICHEVER WAY YOU WANT TO GO. THAT IS THE STANDARD THAT APPLIES TO YOUR DECISION.

Mayor Wynn: THANK YOU, MS. TERRY. SO COUNCIL, QUESTIONS? QUESTIONS OF STAFF OR OF THE APPELLATE OR OWNER? OR STAFF? COMMENTS? COUNCILMEMBER MARTINEZ?

Martinez: MAYOR, I'M GOING TO MOVE THAT WE DENY THE APPEAL. AND APPROVE THE VARIANCE.

YOU WOULD BE APPROVING THE WAIVER, COUNCILMEMBER, AND YOU WOULD BE FINDING THAT THE WAIVER WAS APPROPRIATE AND IT WOULD NOT HARM THE AREA.

Martinez: I WOULD ALSO LIKETIME THAT WE HAVE STAFF TAKE A LOOK AT SOME OF OUR NEIGHBORHOOD PLANS WHERE WE'RE ZONED MF AND POTENTIALLY FACING A 25-FOOT SET BACK WITH SIMILAR SITUATION THAT WE'RE DEALING WITH TONIGHT.

Mayor Wynn: MOTION BY COUNCILMEMBER MARTINEZ TO CLOSE THE PUBLIC HEARING AND DENY THE APPEAL BASED ON THE FINDINGS.

SECOND.

Mayor Wynn: SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS? I'LL JUST SAY BRIEFLY I'LL BE SUPPORTING THE MOTION, AND THE IRONY HERE IS THAT I COULD SEE HOW WE WOULD FRANKLY BE REQUIRING AS MUCH AS WE CAN AS FREQUENTLY AS WE CAN ALLEY ACCESS TO PARTICULARLY THESE INFILL PROJECTS A STRUCTURES ALL RESPECT THE HEIGHT LIMENTZ, THE COMPATIBILITY STANDARDS, THE SETBACK REQUIREMENTS, WE SHOULD ACTUALLY BE WORKING TO ENCOURAGE MORE ALLEY ACCESS AND NOT LESS. AGAIN, MOTION AND A SECOND ON THE TABLE TO DENY THE APPEAL. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THANK YOU ALL

VERY MUCH. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] %%%%%%%%%%

GOOD EVENING, MAYOR AND COUNCIL, TONIGHT WE WILL HAVE OUR PUBLIC HEARING ON THE LAKEWOOD INTERSECTION. WE WILL HAVE A VERY BRIEF PRESENTATION BY OUR DIRECTOR OF PUBLIC WORKS, SONDR A CREIGHTON.

WELCOME, MS. CREIGHTON.

GOOD EVENING, MAYOR AND COUNCIL. ALSO HERE WITH ME ARE PETER MARSHA AND THE AUDIENCE TRANSPORTATION ENGINEER WITH PUBLIC WORKS, TERRY MCCOY WITH TXDOT THE AREA ENGINEER, CHIEF EVANS HERE WITH THE FIRE DEPARTMENT, CHRIS KELSON ASSISTANT DIRECTOR IS HERE WITH E.M.S. AND MICHAELLY WITH WATERSHED..... WATERSHED. WE ARE GOING TO START OUT WITH A REVIEW OF THE OPTIONS THAT TXDOT HAS UP FOR CONSIDERATION NOW AND THAT ARE UP FOR CONSIDERATION THIS EVENING IN TERMS OF HOW TO CONNECT OR NOT CONNECT LAKEWOOD DRIVE WITH 2222. I'M GOING TO PROVIDE THE STAFF ANALYSIS OF THESE OPTIONS AND THE STAFF RECOMMENDATION. JUST TO ORIENT YOU, THERE'S A MAP THERE IN FRONT OF YOU AND THE RED STAR SHOWS THE CONNECTION OF LAKEWOOD AND 2222. THEN DOWN BELOW THAT IS FIRE STATION NUMBER 31. LD. TO THE WEST IS LOOP 360. YOU CAN SEE THAT LAKEWOOD AT 2222 KIND OF WIND UP NORTH AND ENDS AT 360. THIS IS WHAT 2222 LOOKS LIKE NOW UNDER EXISTING CONDITIONS. IT'S FOR A 12 -- FOUR 12-FOOT LANES LOCATED AT BULL CREEK. THIS IS WHAT THE STRUCTURE LOOKS LIKE DURING FLOODING. OF COURSE YOU CAN SEE THE REASON WHY IT'S NECESSARY FOR TXDOT TO PUT A BRIDGE IN HERE. THIS HAPPENS ABOUT TWICE A YEAR, SO THEY ARE GOING TO BE RAISING THIS AREA AND INSTALLING A BRIDGE, THIS IS ON 2222 OF COURSE. THE PROPOSED STRUCTURE IS SHOWN BEFORE YOU. THE TOP OF THE BRIDGE WILL BE 19 FEET AND THERE'S BEEN A LITTLE BIT OF MAYBE MISCOMMUNICATION ON EXACTLY HOW MUCH HIGHER THIS IS FROM LAKEWOOD. AND THE BRIDGE ACTUALLY IS NOT ACTUALLY AT THE INTERSECTION. AS YOU CAN SEE ON BOTH SIDES OF THE BRIDGE, IT KIND OF TAPERS DOWN. SO THE ACTUAL ELEVATION DIFFERENCE FROM LAKEWOOD UP TO THE CONNECTION AT 2222 IS MORE LIKE ABOUT 15 AND A HALF FEET. THESE ARE THE OPTIONS ARE UNDER CONSIDERATION, THE FIRST ONE IS TO CONNECT 2222 WITH THE RAMP, MAINTAINING CURRENT RESPONSE TIME FROM THE EMERGENCY PERSONNEL. IT ALSO PRESERVES PUBLIC ACCESS TO BULL CREEK PARK FROM 2222. IN ADDITION IT PRESERVES ALTERNATIVE ROUTES ALLOWING CONNECTIVITY TO 2222. AND AVOID SHIFTING TRAFFIC TO -- TO ADJACENT NEIGHBORHOODS. CLOSING LAKEWOOD AT 2222 IS ANOTHER OPTION. NOT PLACING A RAMP THERE. THIS WOULD RESULT IN A SIGNIFICANT INCREASE IN RESPONSE TIMES AND FIRE AND E.M.S. PERSONNEL ARE GOING TO COVER THOSE A LITTLE BIT LATER. THIS WOULD ELIMINATE THE PARK ACCESS, ALTERNATIVE ROUTE CONNECTION TO 2222 AND RESULT IN SHIFTING TRAFFIC TO OTHER ROADWAYS AND NEIGHBORHOODS. MOST RECENTLY TXDOT SUGGESTED ANOTHER ALTERNATIVE, THAT WOULD BE TO CONNECT LAKEWOOD TO FIRE STATION 31 WITH AN UNDERPASS. WHAT THIS WOULD INVOLVE IS CONNECTING LAKEWOOD FROM THE NORTH SIDE OF 2222 AROUND TO THE SOUTHSIDE OF 2222 TO THE DRIVEWAY AT THE FIRE

STATION. THIS WOULD MAINTAIN ESSENTIALLY THE SAME RESPONSE TIMES; HOWEVER, THERE IS A CONCERN ON THE PART OF THE FIRE DEPARTMENT THAT THERE COULD BE A MALFUNCTION OF A GATE. THE WAY THAT THIS -- THAT THIS UNDERPASS WOULD WORK IS IT WOULD SIMPLY BE A PRIVATE ROAD THAT WAS ONLY ACCESSIBLE TO EMERGENCY PERSONNEL. IT WOULD NOT BE AVAILABLE FOR THE PUBLIC TO DRIVE ON. AND IN ORDER TO -- TO KEEP, TO RESERVE THAT ROADWAY FOR THE EMERGENCY PERSONNEL IT WOULD BE NECESSARY TO INSTALL A GATE. AND -- AND I THINK THE FIRE CHIEF SPEAK A LITTLE BIT MORE ABOUT HIS CONCERNS ABOUT THAT GATE WHEN HE COMES UP. PLACING A PRIVATE ROAD THERE, OF COURSE, ALSO ELIMINATES THE PARK ACCESS AND ALTERNATIVE ROUTE CONNECTION TO 2222. PEOPLE COULD STILL GO -- VIA LOOP 360 OR THROUGH AN ALTERNATE ROUTE THROUGH THE NEIGHBORHOOD. AND THIS ONE ALSO ENDS UP POTENTIALLY SHIFTING TRAFFIC BECAUSE YOU WOULDN'T HAVE THAT LAKEWOOD CONNECTION. THIS IS WHAT THE LAKEWOOD DRIVE RAMP CONNECTION WOULD LOOK LIKE. IT'S APPROXIMATELY 550 FEET LONG AND AGAIN AS I SAID IT'S ABOUT -- IT WOULD RESULT IN ABOUT A -- AN ELEVATION CHANGE OVER THAT 550 FEET OF ABOUT -- OF ABOUT 15 AND A HALF FEET. THIS GIVES YOU A RENDITION FROM TXDOT THAT SHOWS WHAT IT WOULD LOOK LIKE FROM A SIDE VIEW. AND AS YOU CAN SEE, IT'S A RATHER GRADUAL SLOPE UP TO 2222, IT'S A LITTLE BIT STEEPER AT 2222. OVERALL IT'S ABOUT A THREE TO FOUR PERCENT GRADE. ONE OF THE THINGS THAT TXDOT HAS DONE AFTER GETTING FEEDBACK FROM THE NEIGHBORHOOD IS THAT THEY ACTUALLY NARROWED THE LANES DOWN SO THAT THERE WOULD BE A SMALLER FOOTPRINT. THEY ALSO IN DOING THAT WERE ABLE TO RETAIN A LOT OF LARGE TREES ALONG THE CREEK BED AND THEN THEY ALSO HAVE COMMITTED TO MAKING SURE THAT -- THAT THE RETAINING WALL ALONG THE RAMP WOULD BE FACED WITH MATERIALS THAT ARE CONSISTENT WITH THE NATURAL CREEK ENVIRONMENT. SO THIS IS WHAT LAKEWOOD DRIVE LOOKS LIKE CURRENTLY AS YOU ARE APPROACHING..... APPROACHING 2222. ON THE LEFT YOU SEE A DRIVEWAY. THAT'S THE LAST HOUSE. BETWEEN THAT DRIVEWAY AND THE CONNECTION TO 2222, THERE AREN'T ANY OTHER RESIDENCES. THIS NEXT SLIDE SHOWS A MOCKUP OF WHAT THE PROPOSED RAMP WOULD LOOK LIKE. AS YOU CAN SEE OFF TO THE RIGHT, YOU CAN SEE THE -- THE RAMP CONSTRUCTION AND THE CONFIGURATION, IT'S NOT REALLY VISIBLE FROM THE ROADWAY. IF YOU WERE STANDING IN THE ROADWAY, OF COURSE YOU WOULD BE ABLE TO SEE THE RAMP MORE CLEARLY. THIS IS THE OTHER OPTION THAT TXDOT BROUGHT UP AT THE LAST NEIGHBORHOOD MEETING. WHO YOU SEE HERE IS 2222 GOING EAST AND WEST AND THEN NORTH OF 2222 IS THE EXISTING LAKEWOOD DRIVE. LAKEWOOD WOULD THEN COME UNDER 2222 AND SWING AROUND TO THE FIRE STATION AND CONNECT AT THAT POINT. THE GATE WOULD BE CONSTRUCTED ON THE NIEFDZ..... NORTHSIDE TO PREVENT CITIZENS FROM DRIVING INTO THE FIRE STATION AND USING THAT AS AN ACCESS POTENTIALLY TO 2222. IN ORDER TO DO THIS, WE WOULD ADD ON ONE MORE BRIDGE SPAN CURRENTLY THERE ARE ONLY THREE BRIDGE SPANS PLANNED. THEY WOULD ADD ANOTHER ONE UNDER THIS CONFIGURATION. SO YOU CAN SEE HERE THE CONCERN WOULD BE AS THE FIRE DEPARTMENT IS RESPONDING IF THEY WERE DRIVING INTO THE LAKEWOOD AREA, IF THERE WAS A GATE THERE, THAT GATE IS PERPENDICULAR TO THE

FLOW OF THE WATER, SO IF THE WATER DOES OVERTOP LAKEWOOD, THERE COULD POTENTIALLY BE INUNDATION OF THE GATE THAT COULD CAUSE IT TO MALFUNCTION. WE HAVE EXPERIENCED THAT WITH SOME OF THE LOW WATER CROSSING GATES. THERE COULD BE DEBRIS THAT COLLECTS ALONG THAT. IN THAT CASE THE FIRE TRUCKS WOULD ACTUALLY HAVE TO BACK UP AND GO BACK ON AROUND GET TO 2222 AND DRIVE ON AROUND TO LOOP 360 TO ACCESS THE NEIGHBORHOOD. NOW I'M GOING TO TURN IT OVER TO CHIEF EVANS. HE IS GOING TO RECOVER THE RESPONSE TIMES.

Mayor Wynn: WELCOME CHIEF.

MAYOR, MAYOR PRO TEM, COUNCIL, CHIEF EVANS, CHIEF THE STAFF, FIRE DEPARTMENT. WE HAVE AN ANALYSIS OF THE LAKEWOOD NEIGHBORHOOD AS IT PERTAINS TO OUR IMMEDIATE ADJACENT FIRE STATION NUMBER 31. THE TOP HALF OF THE PAGE IS HISTORICAL DATA, BASED ON ACTUAL CALLS THAT WE HAVE MADE INTO THAT NEIGHBORHOOD. WHICH WE DESIGNATE AT FIRE BOX 3103. I THINK THE IMPORTANT POINTS HERE IS AT THE TOP WE HAVE OUR CITY-WIDE AVERAGE WHICH IS 6.46 MINUTES. AND THIS NEIGHBORHOOD CURRENTLY ENJOYS A BETTER RESPONSE THAN AVERAGE AT 5.3 MINUTES. YOU WILL SEE IF LAKEWOOD IS CLOSED AT 2222, WHAT THAT DOES IS INCREASES THE RESPONSE TIME CONSIDERABLY, TWO MINUTES TO 7.34 MINUTES. AND ALSO OTHER OPTIONS, OF COURSE, ARE LAKEWOOD CLOSED AT 2222, AND THE -- THE BRIDGE AT BULL CREEK BEING FLOODED, WHICH WOULD PREVENT THE UNIT FROM EVEN GOING AROUND -- INTO THE NEIGHBORHOOD. THEREFORE THEY WOULD HAVE TO TAKE A -- AN EXTREME ROUTE ALTERNATE ROUTE, WHICH WOULD INCREASE THAT TIME TO 12.99 AND THEN OUR NEXT NEAREST FIRE STATION, WHICH IS FURTHER NORTH, ON SPECIE WOOD SPRINGS, STATION 21, THE RESPONSE TIME FROM THAT STATION WOULD BE 8.69 MINUTES. AND -- I WOULD LIKE TO REFER BACK TO A PREVIOUS SLIDE. READY? OKAY. THIS IS THE -- THE TXDOT RENDITION OF WHAT IT WOULD LOOK LIKE WITH THE UNDERPASS. AS YOU CAN SEE, OUR FIRE STATION BEING HERE, THE UNIT WOULD BE RESPONDING ALONG THIS ROADWAY HERE, GOING UNDER 2222. THIS ROADWAY WITH THIS 20 FEET OF PAVEMENT, IT'S BASICALLY DESIGNED TO BE PRETTY MUCH THE -- DOWN AT THE SAME LEVEL, WITH THE SURFACE OF BULL CREEK. OUR CONCERNS ARE THE GATE CONFIGURATION THAT WE WOULD NEED HERE IN ORDER TO MAKE IT EMERGENCY VEHICLE ACCESS ONLY. WE HAVE CONCERNS ABOUT WHAT THAT GATE CONFIGURATION WOULD LOOK LIKE. WE HAVEN'T HAD ENOUGH TIME TO, YOU KNOW, FULLY EXPLORE WHAT THE OPTIONS ARE THAT ARE AVAILABLE FOR THAT. HOWEVER, AS MENTIONED EARLIER, TXDOT HAS TOLD US THAT THIS IS A TWO YEAR FLOODPLAIN. WHICH -- WHICH BASICALLY MEANS THAT -- THAT TWICE A YEAR -- YOU HAVE A 50% CHANCE, I'M SORRY, YOU HAVE A 50% CHANCE EACH YEAR OF A FLOOD THERE. AND -- AND THAT COULD CAUSE DEBRIS TO HANG UP. IT COULD ALSO CAUSE THE GATE TO MALFUNCTION. WHAT WE WOULD NEED IS A GATE THAT WOULD BE RELIABLE PRETTY MUCH 100% OF THE TIME. WE ALL -- WE ALSO HAVE CONCERNS OF -- OF THIS -- ESSENTIALLY BECOMING A DEAD END STREET. IT MAY BE, YOU KNOW, AN AREA WHERE PEOPLE, YOU KNOW, DUMP, YOU KNOW, TRASH, APPLIANCES THINGS LIKE THAT, WHICH COULD ALSO BLOCK THAT AREA FOR US TO USE AND ESSENTIALLY WHAT IT MEANS IS ANY

UNIT RESPONDING OUT OF THE STATION, IF THEY GOT TO THAT GATE AND THAT GATE WAS INACCESSIBLE FOR -- FOR ANY REASON, THEY WOULD LITERALLY HAVE TO BACK THE UNIT BECAUSE YOU DON'T HAVE ENOUGH ROOM WITH THE 20-FOOT WIDTH TO TURN THE UNIT AROUND. SO THEY WOULD HAVE TO BACK THE UNIT BACK DOWN TO THE DRIVE TO REVERSE OUT AND THEN GET BACK UP ON THE 2222. WE ESTIMATE THAT -- THAT DELAY IN THE RESPONSE ANYWHERE FROM TWO TO THREE MINUTES. AND I BELIEVE NOW E.M.S. IS READY TO TALK ABOUT THEIR RESPONSE TIME IMPACT.

Mayor Wynn: WELCOME.

MAYOR, MAYOR PRO TEM, MEMBERS OF COUNCIL, CHRIS COLSOM, EMERGENCY DIRECTOR OF EMERGENCY MEDICAL SERVICES. LIKE THE FIRE DEPARTMENT WE SHARE SIMILAR CONCERNS. THE IMPACT ON RESPONSE TIME FOR E.M.S. AND IF WE CAN PUT THE SLIDE UP PLEASE FROM THE SHOW. ONE MORE, PLEASE. ILLUSTRATES THE FACT THAT WE ACTUALLY HAD TO EVALUATE TWO UNITS IN OUR SCENARIO. THE FIRST UNIT TO THIS AREA ACTUALLY WOULD NOT BE IMPACTED BY THE CLOSURE. THAT UNIT COMES FROM THE BALCONES STATION, MEDIGATE THERE WOULD BE NO IMPACT ON RESPONSE TIME WITH THAT UNIT. THE SECOND UNIT HOWEVER AND ANY OTHER UNIT AFTER THAT, IT IS NOT UNUSUAL FOR US TO SEND THE SECOND OR THIRD UNIT TO AN INCIDENT IN ANY NEIGHBORHOOD, WOULD BE NEGATIVELY IMPACTED BY A MINUTE AND 48 SECONDS WITH THE CLOSURE OF THE ROADWAY. LIKE THE FIRE DEPARTMENT WITH THE -- WITH THE UNDERPASS OPTION, WE DON'T ANTICIPATE THAT MUCH OF AN IMPACT ON RESPONSE TIME. BUT WE WOULD HAVE PRECISELY THE SAME ISSUES THAT THE FIRE DEPARTMENT HAS WITH HAVING TO GO AROUND THROUGH FIRE STATION 31 AND INTO THE UNDERPASS AREA FOR THE SECOND UNIT. THE THIRD IN AND FOURTH IN UNITS TO THAT AREA BOTH WOULD ACCESS OFF OF THE LOOP 360, SO WOULD BE IMPACTED BY THIS AS WELL. IN ADDITION ON THE OTHER END OF THE SPECTRUM, THIS IS A NEGATIVE IMPACT ON THE WES CLOSURE WITH TRANSPORT TIMES TO THE HOSPITAL. IN BOTH SCENARIOS THE CLOSURE OF THAT, OF THE LAKEWOOD DRIVE WOULD HAVE A 3 MINUTE 15 SECOND IMPACT ON TRANSPORT TIMES TO BOTH SETON AND BRACKENRIDGE HOSPITAL, THE TRAUMA CENTER. AND THAT BASICALLY CAN BE APPLIED TO ANY HOSPITAL IN THE AREA THAT PEOPLE WOULD CHOOSE TO GO TO. AND THAT'S -- SO IT COULD POTENTIALLY HAVE A NEGATIVE IMPACT ON PATIENT OUTCOME. SOME OF THE THINGS ARE DIFFICULT TO ASSESS SPECIFICALLY BECAUSE THE CONDITIONS ARE DEPENDENT ON A HOST OF FACTORS, BUT IT IS FAIR TO SAY ESPECIALLY IN CRITICAL PATIENTS SUCH AS CARDIAC ARRESTS, STROKE AND HEART ATTACK PATIENTS THAT IN -- ENHANCING THE TRANSPORT TIME WOULD HAVE A POTENTIAL NEGATIVE IMPACT ON THE OUTCOME OF PATIENTS WHO ARE BEING TRANSPORTED TO THE HOSPITAL AS WELL. WE ALSO ONCE AGAIN SHARE THE FIRE DEPARTMENT'S CONCERNS ABOUT THE ALTERNATIVE OPTION CREATING THE TUNNEL BECAUSE PRECISELY OF THE SAME ISSUES, POTENTIAL BLOCKAGES, THE OVERTOPPING ISSUE THAT WE HAVE EXPERIENCED IN THAT NEIGHBORHOOD CURRENTLY WITH FLOODING SITUATIONS, WHICH ARE SUBSTANTIAL THREAT IN OUR COMMUNITY AS WE ALL KNOW. SO WITH THAT, I WILL ANSWER ANY

QUESTIONS.

Mayor Wynn: CHRIS, A QUICK QUESTION. JUST LOOKING AT THEM, SEEMS LIKE WHEN WE'VE HAD THE OCCASIONAL FLOODPLAIN VARIANCE DISCUSSION ON THIS DAIS, I THINK THE STANDARD ON THE LARGER PIECES OF FIRE EQUIPMENT IS 18 INCHES IS THE MAXIMUM AMOUNT OF WATER THAT THE BIG TRUCKS CAN GO THROUGH. LOOKING AT THIS SEEMS THAT YOU ARE PROBABLY LIMITED EVEN MORE THAN THAT. ON AN AMBULANCE. WHAT'S THE TYPICAL, DO YOU ALL HAVE ON-- SOP WHEN IT COMES TO DRIVING YOUR VEHICLES THROUGH WATER AND WHAT'S THE HEIGHT.

OUR BASIC PREMISE IS THAT IF WE HAVE OVERTOPPING WATER, WE WILL GENERALLY NOT PASS THROUGH THAT DIRECTION BECAUSE IT SIMPLY IS SUCH A HIGH RISK MANEUVER, ESPECIALLY WHEN YOU DON'T KNOW WHAT THE STATUS OF THE UNDER PAVEMENT CONDITION IS WHEN YOU HAVE OVERTOPPING WATER THAT THE RISK TO PUTTING THE CREW AND THE APPARATUS INTO THAT SITUATION WITHOUT KNOWING IS VERY, VERY HIGH. WE WOULD ROUTE IN ANOTHER DIRECTION. ESSENTIALLY RIGHT NOW IN THE FLOODING SITUATION, THIS ROADWAY IS NOT AN ACCESSIBLE ROUTE INTO THAT NEIGHBORHOOD. WE WOULD BE ACCESSING OFF THE OTHER -- OFF THE BALCONES STATION, THROUGH THE BACK END OF THE NEIGHBORHOOD.

ALL RIGHT. QUESTIONS, COUNCIL? THANK YOU, CHRIS. I FORGOT TO MENTION THAT THE CHIEF I WANT TO COMMEND YOUR DEPARTMENT THIS MORNING, COMMUTING WITH MY FIFTH AND THIRD GRADER TO SCHOOL, OUR COMMUTE IN WEST AUSTIN WAS DIVERTED BECAUSE OF A VERY SCARY STRUCTURE FIRE, HOME FIRE AT BOWMAN AND HOPI I GUESS IT WAS. THE AMOUNT OF EQUIPMENT THAT YOU ALL HAD AT THAT FIRE WAS INCREDIBLE. MY UNDERSTANDING IS THAT THERE WAS NO -- NOBODY WAS INJURED AND THE SURROUNDING HOMES WERE -- WERE OKAY AS WELL, CORRECTD YES, SIR, THAT'S CORRECT.

SPEC..... SPECTACULAR FIRE, OTHERWISE.

IT WAS A SIGNIFICANT EVENT AND THE FIREFIGHTERS WERE ABLE TO SAVE THE SURROUNDING STRUCTURES, WHICH -- WHICH WERE -- WERE EXTREMELY SEVERELY THREATENED AT THE EARLY ONSET ON THE FIRE. BUT IT WENT VERY WELL.

WELL, CONGRATULATIONS. THANK YOU.

THANK YOU. [APPLAUSE]

NICE JOB.

IN CONCLUSION, THE STAFF RECOMMENDATION MAYOR AND COUNCIL IS TO -- TO GO WITH THE ORIGINAL TXDOT DESIGN, WHICH IS TO HAVE A RAMP CONNECTION AT 2222. WE

BELIEVE THIS WILL RESULT IN THE MOST RELIABLE EMERGENCY RESPONSE TIMES. IT KEEPS THE ACCESS TO BULL CREEK PARK FROM 2222, MAINTAINS ALTERNATIVE ROUTES FOR THE PUBLIC TO TRAVEL ON. WILL AVOID SHIFTING TRAFFIC TO OTHER NEIGHBORHOODS.

I WAS WONDERING IF MS. CREIGHTON COULD SHOW US THE MAP IF THEY WERE CLOSING OFF THE DRIVE, HOW PEOPLE COULD ACCESS THE PARK. WOULD YOU LOOK AT THAT.

GO BACK TO -- THE TOP OF THE SCREEN, THAT IS OFF OF LOOP 360 CURRENTLY, CURRENTLY PEOPLE CAN ACCESS IT AT THE STAR, THE INTERSECTION OF 2222 AND LAKEWOOD. THEY COULD EITHER GO ALL THE WAY AROUND TO LOOP 360 OR THEY COULD GO IF THEY WERE COMING FROM THE EAST THEY WOULD END UP KIND OF WINDING DOWN THROUGH THAT NEIGHBORHOOD THERE FROM SAY MESA DRIVE DOWN LADERANORTE IN THAT DIRECTION, GREYSTONE..... GREYSTONE, BASICALLY THE -- WANDERING IN AND OUT IN ORDER TO GET TO MESA DRIVE, THEN DOWN TO 2222 OR THEY COULD GO LOOP 360. THE CUT THROUGH TRAFFIC PROBLEM WE ARE AWARE THAT COULD OCCUR -- THE NEIGHBORS IN THE AREA HAVE EXPRESSED TO US IS IN THAT NORTHWEST AREA.

THANK YOU. CLOSING LAKEWOOD BASICALLY SHIFTS, THE TRAFFIC HAS TO GO SOMEWHERE. ONE OF THOSE TWO LOCATIONS.

SO YOU SAID THE PARK IS WHERE THE STAR IS?

THE PARK IS ACTUALLY UP THERE THAT GREENBELT AREA WHERE IT SAYS LADERA NORTE, THAT'S ACTUALLY THE PARK.

I DON'T THINK THAT'S NORTE.

AS YOU GET UP HERE TO SPEAK, YOU CAN CORRECT ANY MISSTATEMENTS HERE.

POINT IT OUT WITH THE MARKER THERE.

CAN YOU POINT IT OUT ON THERE WITH THE MARKER.

Kim: THAT'S THE PUBLIC PARKING FOR THE PARK. THE PUBLIC SPOTS ARE OVER THERE.

THANK YOU, MS. CREIGHTON.

OKAY, IF THE QUESTION IS WHERE IS THE -- WHERE IS PARK, IT'T'T'T'T'T'T'T'T'T' CIRCLED. SO YOU CAN -- IF IT'S CLOSED HERE, AT LAKEWOOD AND 2222, THE ACCESS WOULD BE OFF OF 360 AND LAKEWOOD, GOING DOWN TO THE PARK. AND ALSO DOWN INTO GROUP THE LAKEWOOD DRIVE NEIGHBORHOOD AND EVENTUALLY YOU COULD WORK YOUR WAY AROUND TO BACKTRAIL DRIVE, WHICH TAKES YOU UP LADERA NORTE UP -- UP INTO THE

NEIGHBORHOOD TO THE NORTH. WHICH ESSENTIALLY IS GOING UP THE HILL.

CONNECTS TO MESA DRIVE, THEN THAT COMES DOWN TO 2222.

WHERE IS THE LOW WATER CROSSING ON LAKEWOOD DRIVE.

RIGHT NEXT TO THE L, WHERE YOU SEE THE BLUE LINE SIGNIFIES BULL CREEK GOING UNDERNEATH LAKEWOOD THAT'S THE LOW WATER CROSSING.

DO WE HAVE AN ESTIMATE OF HOW MANY TRIPSPSPSPSPSPSPS DAILY BASIS, ESPECIALLY ON THE WEEKENDS?

I'M NOT AWARE OF --

WE DON'T HAVE THAT. THE AVERAGE DAILY TRAFFIC IS IN THE RANGE OF ABOUT 2,000 TRIPS A DAY.

2,000 TRIPS AND WHAT --

LAKEWOOD.

ON LAKEWOOD?

RIGHT.

OKAY, THANK YOU.

FURTHER QUESTIONS, EXCUSE ME, OF STAFF, COUNCIL? IF NOT, WE HAVE A BUNCH OF FOLKS WHO WOULD LIKE TO GIVE US THEIR TESTIMONY. WHICH IS WHY WE'RE HERE. SO WITHOUT OBJECTION, WE WILL HEAR FROM OUR CITIZENS SIGNED UP -- OUR FIRST SPEAKER IS MICHAEL HART. WELCOME, MICHAEL, YOU WILL BE FOLLOWED BY NICHOLAS CLASSEN, A NUMBER OF FOLKS WANTED TO DONATE TIME TO YOU. KAY HURIO HEIR? HELLO, KAY, THANK YOU, CHRISTA STUCK..... EY, THANK -- STUCKEY, VANESSA HART. THE REASON I ASKED THAT, YOU NEED TO BE PRESENT IN THE CHAMBERS IN ORDER TO DONATE YOUR TIME, THANK YOU ALL FOR BEING HERE, MICHAEL UP TO 12 MINUTES IF YOU NEED IT, WELCOME.

THANK YOU, HOPEFULLY I DON'T NEED THAT. I WANT TO EXPRESS MY SINCERE APPRECIATION FOR THE COUNCIL AND I THINK THAT I WOULD VOTE FOR A PAY RAISE FOR YOU GUYS. I HAVE A QUESTION THAT I'M GOING TO -- TO PROPOSE AND TRY TO ANSWER THAT QUESTION AT THE END AND THAT IS HOW COULD THE COUNCIL SAY THE CITIZENS -- SAVE THE CITIZENS SEVEN MILLION A YEAR THAT WOULD CONTINUE TO INCREASE OVER TIME FOR NO COST. IT'S A GOOD DEAL. WE ARE INTO A GREENING OF AUSTIN AND A

GREENING OF AMERICA AND I THINK IN PART THIS IS A QUESTION THAT CAN BE ANSWERED BY THE COUNCIL TONIGHT. MY NAME IS MIKE HART, I LIVE IN NORTHWEST HILLS, THE NORTH CAT MOUNTAIN SECTION WHICH ADJOINS THE LAKEWOOD SUBDIVISION. I GO IN AND OUT OF LAKEWOOD DRIVE AT THIS INTERSECTION SEVERAL TIMES EVERY DAY. AND CLOSING THE ROAD WOULD BE BAD FOR ME, ALONG WITH PROBABLY A THOUSAND OR MORE OTHER PEOPLE THAT USE THIS ROAD ON A REGULAR BASIS. I -- I RESPECT THE MANY NEIGHBORS AND MANY OF MY FRIENDS WHO WANT TO CLOSE THE ROAD. AND HONEST MEN HAVE HONEST KANSAS AGREEMENTS EVERY DAY. HAVE HONEST DISAGREEMENTS EVERY DAY. BUT I THINK THAT THE PROBLEM THAT THE PEOPLE HAVE RAISED IN THE NEIGHBORHOOD THAT IS LEGITIMATE IS HOW DO WE CONTROL THE TRAFFIC AND MAKE IT MORE CIVILIZED OR HOW DO WE CALM THE TRAFFIC IN THE NEIGHBORHOOD? AND THAT'S THE REAL QUESTION. CLOSING THE ROAD DOESN'T REALLY SOLVE THE REAL PROBLEM. PEOPLE LIKE ME THAT USE THE ROAD WOULD COME IN 360 AND 2222 AND DRIVE THROUGH THE NEIGHBORHOOD. IT DOESN'T SLOW THE -- DOESN'T SLOW IT DOWN. CLOSING THE ROAD WILL HAVE VERY SMALL IMPACT ON THE NUMBER OF CARS. WE STILL HAVE THE SAME PROBLEM. WE JUST INCONVENIENCE PEOPLE. SOME OF THE PEOPLE IN THE NEIGHBORHOOD HAVE SAID OH, YOU ARE SO SELFISH! SELFISH PEOPLE! YOU KNOW, YOU WOULDN'T DRIVE TWO MILES MORE OUT OF THE WAY TO MAKE OUR NEIGHBORHOOD BETTER? WELL, I MIGHT IF I THOUGHT IT WOULD MAKE THE NEIGHBORHOOD BETTER. BUT THE ANSWER IS IT DOESN'T REALLY MAKE IT BETTER. WHETHER OR NOT IS TWO MINUTES OR TWO MILES, REALLY.

IF YOU GO TWO MILES OUT OF THE WAY WHAT IMPACT DOES THAT HAVE? WELL, THE I.R.S. ALLOWS YOU 48.5 CENTS A MILE FOR, YOU KNOW, REIMBURSEMENT OF EXPENSE. SO THAT'S ABOUT A DOLLAR. IT COSTS THE PEOPLE WHO ARE REROUTED A DOLLAR IN ADDITIONAL TRAFFIC COSTS. ABOUT PROBABLY SIX MINUTES OF YOUR LIFE ON EACH TRIP. I GUESS WHAT IS YOUR TIME WORTH, YOU KNOW, AND TO KEEP THE ARITHMETIC SIMPLE, I DECIDED TO SAY MAYBE A DOLLAR A MINUTE, WITH PEOPLE -- WOULD PEOPLE PAY THAT MUCH TO RIDE ON A TOLL ROAD OR WOULD PEOPLE PAY THAT TO GO IN THE SHORT LINE? I THINK IF YOU LOOK AT THAT, THAT'S ONLY \$7 OF INCONVENIENCE. AND THAT'S NOT A LOT OF MONEY, BUT WHEN YOU CONSIDER THAT'S \$7 A DAY TIMES SEVERAL THOUSAND PEOPLE, THAT'S SEVEN MILLION A YEAR IMPACT ON PEOPLE BEING SLOWED DOWN, REROUTED, AND I THINK THAT'S REAL MONEY. I MEAN THAT IS A COST TO OUR ECONOMY. I MEAN IT DOESN'T NECESSARILY GO INTO THE CITY'S TAX ROLL. BUT IT'S A REAL IMPACT. YOU KNOW, WE NEED MORE ROADS. WE DON'T NEED FEWER ROADS. WE NEED TO SOLVE TRAFFIC PROBLEMS WHERE THEY EXIST. WE NEED TO DO TRAFFIC CALMING. THERE'S WAYS TO DO THAT. I OFTEN GO WALKING IN THE LAKEWOOD NEIGHBORHOOD. THERE'S NO SIDEWALKS THERE. IT'S A LITTLE INTIMIDATING WHEN CARS COME WHIZZING BY AND STUFF. BUT SIDEWALKS, SPEED HUMPS, TIGHTER TURNING RADIUSSES ON CORNERS ALL OF THOSE THINGS ARE INEXPENSIVE, TIME TESTED, ENGINEERED SOLUTIONS TO SOLVE KNOWLEDGE PROBLEMS. MY CONTENTION IS THAT WE SHOULD SOLVE THE REAL PROBLEMS NOT MAKE UP PROBLEMS. THIS IS A FALSE PROBLEM SOLUTION BY CLOSING THE ROAD. YOU KNOW, IT

JUST PUSHES THE TRAFFIC AROUND. IT INCONVENIENTS PEOPLE, SLOWS PEOPLE DOWN. USES MORE FUEL. WASTES MORE TIME. AND JUST AS SORT OF A -- OF A -- ANOTHER ANECDOTE HERE, I HATE THE NAME RAMP. WE HAVE LOT OF SIGNS NO RAMPS. I'M NOT REALLY SURE WHAT WEBSTER DEFINES AS A RAMP. OFTENTIMES WE LOOK AT WHEELCHAIR RAMPS. OKAY? THE RAMP ON LAKEWOOD DRIVE IS LESS THAN HALF, LESS THAN HALF THE SLOPE OF A WILLIAM CANNON RAMP. IT'S LESS THAN THE REQUIRED SLOPE ON SIDEWALKS THAT REQUIRE A HANDRAIL. THIS IS -- THIS IS NOT MUCH, PEOPLE. IT'S NOT REALLY -- I MEAN IT'S A ROAD. IT'S A TWO-LANE ROAD THAT REPLACES THE EXISTING TWO-LANE ROAD. I AM GRATEFUL FOR YOUR TIME AND ATTENTION. I PLEAD WITH YOU, BEGGING YOU TO KEEP LAKEWOOD OPEN. IT BENEFITS THE PUBLIC. IT BENEFITS BASICALLY COMMUTERS LIKE ME, IT BENEFITS PEOPLE GOING TO THE PARK, IT BENEFITS OUR FIRE AND E.M.S. AND OUR PUBLIC SAFETY AND IT'S JUST SMART, RIGHT THING TO DO. AND IT DOESN'T COST ANYTHING. THANK YOU VERY MUCH. [APPLAUSE]

THANK YOU, MR. HART. NICHOLAS CLASSEN. ALSO A NUMBER OF FOLKS WANTED TO DONATE TIME TO YOU. LOUISE KYLE, HELLO, MA'AM, HELEN RAN SOME, DOUGLAS KYLE, HELLO AND HEATHER TURNER. WELCOME. SO NICHOLAS YOU WILL HAVE UP TO 15 MINUTES IF YOU NEED IT. AND YOU WILL BE FOLLOWED BY PAT BEUACHAMP. WELCOME.

YOUR HONOR, MAYOR PRO TEM, MEMBERS OF THE COUNCIL, MY NAME IS NICHOLASEN, I REPRESENT THE CONCERNED CITIZENS TO KEEP LAKEWOOD DRIVE OPEN. AND THAT'S -- THAT'S THE ISSUE THAT'S BEFORE YOU TONIGHT WHAT -- WHETHER OR NOT TO KEEP IT OPEN. I HAVE LIVED THERE FOR 21 YEARS IN THAT AREA. I HAVE LIVED AROUND IN [INDISCERNIBLE] COVE, RIGHT ACROSS THE STREET FROM MIKE HART. I WANT IT LEFT OPEN AND A LOT OF MY FRIENDS AND NEIGHBORS IN THAT AREA WANT IT LEFT OPEN. IN FACT I HAVE HERE A PETITION, 34 PAGES OF SIGNATURES, THERE ARE 360 SIGNATURES IN THIS PETITION. AND 97 OF 'EM ARE FROM PEOPLE WHO LIVE IN THE LAKEWOOD CLUB AREA, WHO ARE THE PEOPLE WHO WANT TO CLOSE THIS ROAD. IF I MAY, I WOULD LIKE TO PRESENT THESE TO YOU AT THIS TIME. S.WHY DO WE WANT TO LEAVE LAKEWOOD DRIVE OPEN? KEEPING LAKEWOOD DRIVE OPEN GIVES ACCESS TO -- TO F.M. 2222, AND LOOP 360 GOING SOUTH. ALSO TO EMPLOYMENT AND RECREATION AREAS. KEEPING LAKEWOOD DRIVE OPENED GIVES AN ALTERNATE ROUTE OUT OF THE NEIGHBORHOOD AND PRESERVES NEIGHBORHOOD CONNECTIVITY. KEEPING LAKEWOOD DRIVE OPEN ENSURES E.M.S. AND FIRE SAFETY TO THE AREA. CLOSING IT WOULD INCREASE THE RESPONSE TIME BY 50%. KEEPING LAKEWOOD DRIVE OPEN ENSURES A MORE ACCESSIBLE AND SAFER BULL CREEK PARK. IF YOU CLOSE LAKEWOOD DRIVE AT THE 2222 END, ALL THAT TRAFFIC IS GOING TO GO TO -- THE OTHER WAY ON LAKEWOOD DRIVE AND THEY ARE GOING TO -- GOING TO DRIVE FAST, I PREDICT, BECAUSE IT'S LONGER TO GET OUT ON TO 360 AND IT WILL TAKE MORE TIME AND THEY ARE GOING TO BE IN A HURRY AND THEY ARE GOING TO WANT TO DO THAT DISTANCE AS FAST AS THEY CAN. WHILE CANVASSING THE AREA THIS WEEK, ONE OF THE ARGUMENTS THAT I HEARD WAS THAT LEAVING LAKEWOOD DRIVE OPENLY INCREASE TRAFFIC. WELL, WE DON'T THINK SO AND -- AND NEITHER DOES THE CITY STAFF. I HAVE HERE THREE MEMORANDUM WRITTEN BY MS. SONDRRA CREIGHTON. ON THE FIRST ONE,

AUGUST 18th, '06, THE SECOND ONE... ONE -- DECEMBER 11th, '06, THE THIRD ONE YESTERDAY JANUARY 10th, '07. AND -- AND WITHOUT GOING THROUGH WHAT SHE'S ALREADY TOLD YOU, IT'S INTERESTING TO NOTE THAT IN EACH OF THE 3 HER CONCLUSION WAS THE SAME.. THEY SUPPORT TXDOT OPTION 1 OF CONNECTING LAKEWOOD DRIVE TO 2222. PEOPLE DON'T CHOOSE A NEW WAY TO DRIVE JUST BECAUSE YOU'VE RECONSTRUCTED 550 FEET OF THE ROADWAY. THEY ARE GOING TO GO THAT WAY TO GET WHERE THEY WANT TO GO FROM POINT A TO POINT B. I FEEL VERY STRONGLY THAT IT'S GOING TO BE THE SAME PEOPLE THAT DRIVE THAT AREA, THAT ROUTE, AFTER CONSTRUCTION IS COMPLETE AS -- AS DRIVE NOW. THE INCLINE FROM LAKEWOOD DRIVE UP TO 2222 WILL BE A TOTAL OF 15 AND A HALF FEET AS YOU HEARD MS. CREIGHTON SAY OVER A DISTANCE OF 550 -- 550 FEET. AND THAT IS A 4% SLOPE. ACTUALLY IT'S A LITTLE LESS THAN 4%. TO GIVE YOU AN IDEA OF WHAT A 4% SLOPE IS, TURNS OUT TO BE AN INCH AND A HALF EVERY 36 INCHES. [APPLAUSE] THAT'S THE SLOPE -- THAT'S THE SLOPE THAT YOU ARE GOING TO HAVE ON THE NEWLY CONSTRUCTED LAKEWOOD DRIVE. I ALSO HAVE A SLOPE COMPARISON OVER HERE.

Mayor Wynn: I'M RUNNING OUT OF ROOM UP HERE, SO -- [LAUGHTER]

I'M SORRY. OKAY. ON -- IF YOU CAN SEE THIS, I HAVE -- I HAVE PLOTTED THE SLOPES OF SEVERAL OF OUR AREA STREETS, THIS IS ONE ON ONE, ONE FOOT UP FOR EVERY LINEAR FOOT. SO IT'S NOT A DISTORTED SCALE AND YOU CAN SEE HERE THAT -- THAT LADERA NORTE IS -- IT'S ABOUT 3300 FEET LONG OF THE HILL PART OF IT. AND IT COMES OUT TO BE A 10.9% SLOPE. FAR WEST BOULEVARD ABOUT THE SAME LENGTH FROM THE BOTTOM TO THE TOP OF THE HILL. IS 10.3%. MY OF YOU WHO HAVE EVER DRIVEN DOWN FAR WEST BOULEVARD ALL THE WAY TO THE BOTTOM KNOW WHAT A STEEP HILL THAT IS. I THINK AS CROCODILE DUNDEE MIGHT HAVE SAID, NOW THAT IS A HILL. HERE'S WHERE I LIVE, SIERRA COVE, WHICH IS NOT QUITE AS LONG. ABOUT 450 FEET LONG. BUT IT'S 11.1% SLOPE. SMOKY VALLEY IN OUR NEIGHBORHOOD IS -- TAKES THE CAKE WITH 15.8% SLOPE. THEN HERE'S LFD DRIVE DOWN HERE -- LAKEWOOD DRIVE COUNCIL HERE IN COMPARISON -- DOWN HERE IN COMPARISON RIGHT AT THE BOTTOM WITH 4%. ANOTHER OBJECTION THAT I HAVE HEARD IS THAT -- IS THAT -- THAT KEEPING LAKEWOOD DRIVE OPENLY MAKE THIS -- OPEN WILL MAKE THIS -- WELL THE INTERSECTION OF LAKEWOOD DRIVE HERE AND 2222 IS A DANGEROUS ONE. WELL, THE TXDOT ON ANY OF -- ANY STREET CAN BE DANGEROUS IF YOU ARE NOT CAREFUL. THE TXDOT IMPROVEMENTS AT 2222 ARE GOING TO MAKE THIS INTERSECTION SAFER. BECAUSE WHEN THEY WIDEN IT, YOU ARE GOING TO HAVE A CHICKEN LANE THERE. THAT WILL MAKE TURNING LEFT AT THAT INTERSECTION INFINITELY MORE EASY AND SAFER, YOU CAN STILL TURN RIGHT, THE SAME WAY WE HAVE ALWAYS DONE. AS YOU HEARD MY NEIGHBOR MARK HART SAY CLOSING STREETS IS NOT THE WAY TO CONTROL TRAFFIC, HE OUTLINED SEVERAL ITEMS. ON HOW TO DO THAT. IN SUMMARY, KEEPING LAKEWOOD DRIVE OPEN GIVES ACCESS TO OVER 400 HOUSEHOLDS ON TO 2222 TO THE EMPLOYMENT AND RECREATION CENTERS AND TRAVEL SOUTH ON LOOP 360. KEEPING LAKEWOOD DRIVE OPEN OFFERS TO -- OVER 400 HOUSEHOLDS AN ALTERNATE ROUTE OUT OF THE NEIGHBORHOOD AND PRESERVES NEIGHBORHOOD CONNECTIVITY.

KEEPING LAKEWOOD DRIVE OPEN OFFERS AND ENSURES FOR 400 HOUSEHOLDS TIMELY E.M.S. AND FIRE PROTECTION AND A SAFER BULL CREEK PARK. CLOSING LAKEWOOD DRIVE GIVES FOUR HOUSEHOLDS A CUL DE SAC... SAC. [APPLAUSE] SO I -- I ASK YOU, SHOULD THE -- SHOULD THE WANTS AND DESIRES, THE WISHES OF FOUR TAKE PRESS PRECEDENCE OVER THE NEEDS AND THE SAFETY OF OVER 400? PLEASE -- PLEASE CONSIDER THIS CAREFULLY. CAREFULLY. AS YOU THINK ABOUT THE VOTE ON THIS ISSUE. I THANK YOU VERY MUCH FOR THE OPPORTUNITY TO SPEAK. I WANT TO THANK ALL OF YOU FOR YOUR SERVICE TO OUR CITY.

THANK YOU, MR. CLASSEN. OUR NEXT SPEAKER IS PAT BEA... BEAUCHAMP. THANK YOU, IS NORMA JEAN BROWN HERE? YOU WILL HAVE THREE MINUTES, WELCOME.

PAT WILL BE FOLLOWED BY RON COLDIRON. YOU CAN USE THE HAND HELD MIC IF YOU WANT TO USE YOUR VISUAL.

THIS IS OKAY. I HAVE GOT MY KEEP IT SIMPLE DOCUMENT. MR. MAYOR, AND COUNCILMEMBERS, MY NAME IS PAT BEACHCHAMP. I LIVE IN LAKEWOOD VILLAGE. THIS HAS BECOME AN ARGUMENT ABOUT NEIGHBORS AND NEIGHBORHOODS PITTED AGAINST EACH OTHER. THIS IS ABOUT THOSE WHO VALUE CONVENIENCE ABOVE ALL ELSE AND THEY WANT THE RAMP AND THOSE WHOSE FIRST VALUES ARE TRAFFIC SAFETY, PROTECTION FROM CUT THROUGH, ACCESS, WE WANT ACCESS FOR OUR EMERGENCY VEHICLES AND PRESERVATION OF BULL CREEK. WE ARE NOT ASKING FOR THE CLOSING OF LAKEWOOD DRIVE. BUT AS ONE DOOR CLOSES ANOTHER ONE OPENS. THIS IS NOT ABOUT CLOSING LAKEWOOD DRIVE, IT IS ABOUT USING LAKEWOOD DRIVE NORTH AT 360 AS THE PUBLIC ENTRANCE AND GETTING OVER LAKEWOOD DRIVE SOUTH TO EMERGENCY ACCESS ONLY. I DON'T HAVE A PROBLEM WITH THE WAY THINGS ARE. BUT TXDOT HAS COME IN TO MAKE THINGS DIFFERENT, THAT'S THEIR RIGHT. BUT WE HAVE TO DECIDE WHICH OPTION IS BEST. THE REALITY IS IF LAKEWOOD IS OPEN ON BOTH ENDS, IT WILL CREATE THE NEW DEFAULT FREEWAY ENTRANCE RAMP TO 360 NORTH FROM 2222. AND I DON'T SEE HOW YOU CAN PREVENT IT. THE CITY'S NEW BRIDGE OVER BULL CREEK IN THE PARK WILL PROVIDE US WITH A SAFE ENTRANCE TO AND FROM OUR NEIGHBORHOOD AT LAKEWOOD NORTH AND 360. ACTUALLY, IT WAS BETTY DUNKERLY WHO TOLD OUR GROUP SHE WISHED THE LOW WATER BRIDGE WAS ALREADY BUILT SO PEOPLE COULD GET USED TO GOING THAT WAY AND THEY MIGHT NOT FEEL AS STRONGLY FOR THE RAMP AND THAT WISDOM GOT ME TO THINKING. WHAT IS THE COST OF INCONVENIENCE TO THOSE WHO VALUE CONVENIENCE? ABOVE ALL ELSE? FOR OUR NEIGHBORS IN THE COURTYARD, LONG CANYON RIVER PLACE, NEIGHBORS OFF CITY PARK ROAD, JESTER ESTATES, THEY ALL NEED TO USE OUR NEIGHBORHOOD TO REACH NORTHWEST HILLS. AND AS THEY COME IN, THE CORNER ON MY MAP WHERE 2222 AND 360 INTERSECT THAT'S WHERE THEY ALL ARE CREATED EQUAL. THEY CAN EITHER CONTINUE DOWN 2222.4 OF A MILE, TURN IN ON LAKEWOOD SOUTH AND GET TO DRIFT WOOD OR THEY COULD UNDER THE NEW ROUTE CONTINUE DOWN 360 TO LAKEWOOD NORTH, COME IN TO THE NEW BRIDGE IN THE PARK, CONTINUE ANOTHER .3-MILE TO DRIFT WOOD. THE INCONVENIENCE THAT WE ARE ASKING PEOPLE TO HELP US

WITH IS A TOTAL OF .7 OF A MILE. THIS IS ABOUT A SMALL NEIGHBORHOOD LAKEWOOD VILLAGE WHOSE ROAD, LAKEWOOD DRIVE HAS BECOME BY DEFAULT THE CUT THROUGH FOR ALL OF THE NEIGHBORHOODS OFF 360 AND 2222.

>.....2222.

WHEN I MOVED HERE 13 YEARS AGO, THERE WAS STILL A FAR WEST BOULEVARD UNDER CONSIDERATION. LAKEWOOD BECAME THE ALTERNATE TO THAT PROPOSAL. LAKEWOOD DRIVE CAN NEVER LIVE UP TO WHAT FAR WEST COULD HAVE BEEN. LAKEWOOD SOUTH, 2222, CAN NEVER HAVE A SIGNALLED INTERSECTION. IT'S TOO CLOSE TO 360. UNLIKE FAR WEST, LAKEWOOD IS A TWO LANE COUNTRY ROAD WITH NO CURBS, NO GUTTERS, NO SIDEWALKS, IT'S YOUR CHOICE, DO WE DO SAFETY, DO WE DO CONVENIENCE, PLEASE HELP FIND AN ANSWER FOR US. THANK YOU SO MUCH. RON COLD IRON. IS JOYCE WHEATMAN HERE. HOW ABOUT ELIZABETH WHEATMAN. HI. SO IS JOYCE HERE OR NOT? OKAY. ROBIN ABBOTT? OR GEORGE KRYZINKY. NINE MINUTES IF YOU NEED IT. OKAY. UP TO 12 MINUTES IF YOU NEED IT. WELCOME.

THANK YOU, MAYOR AND COUNCILMEMBERS. MY WISH IS TO COMPARE THE TWO POSSIBLE ROUTES THAT COULD CONNECT THE SOUTHWEST CORNER OF NORTHWEST HILLS WITH ALL POINTS SOUTHWEST AND NORTHWEST OF OUR NEIGHBORHOOD. BOTH OF THESE ROUTES INVOLVE LAKEWOOD DRIVE, PART OF IT EAST OF LOOP 360 THEREFORE INSIDE NORTHWEST HILLS. FIRST CONSIDER THE SOUTH END OF LAKEWOOD DRIVE THAT DEAD ENDS INTO 2222. THIS ACCIDENT PRONE INTERSECTION IS TOO CLOSE TO 360 TO EVER HAVE ITS OWN TRAFFIC SIGNAL. PLEASE ASK THE POLICE ABOUT THIS DANGEROUS INTERSECTION. TRAFFIC LEVELS ON THIS SECTION ARE MUSHROOMING TOWARDS 60,000 OR MORE VEHICLES A DAY. THE PROPOSED LEFT TURN LANE IS TEMPORARY AT BEST. I BELIEVE THAT 2222 WILL SOON HAVE TO BE WIDENED TO THREE LANES IN EACH DIRECTION WHICH THE NEW BRIDGE HAS BEEN DESIGNED TO ACCOMMODATE. UNLESS TOLLED OR H.O.V. LANES ARE BUILT DOWN THE MIDDLE OF 2222 WITH BARRICADES. A BRIDGE TO FLY OVER 360 IS ALREADY BEING DISCUSSED. AS SOON AS ANY OF THESE OPTIONS ARE BUILT, THE INTERSECTION WITH LAKEWOOD WILL BECOME PROBLEMATIC AND TXDOT WILL HAVE LITTLE CHOICE BUT TO CLOSE IT. THEN WE WILL HAVE AN EXPENSIVE RAMP TO NOWHERE. NO ONE WILL BE WILLING TO REMOVE IT, IT WILL BE USELESS FOR DECADES TO COME WITH NO EMERGENCY VEHICLE ACCESS. TXDOT HAS AGREED TO AN EMERGENCY UNDERPASS BELOW THE NEW BRIDGE ON 2222 INSTEAD OF THE RAMP. TO CONNECT FIRE STATION 31 WITH LIKE WOOD DRIVE WHICH WILL ALLOW FIRE TRUCKS TO AVOID THE HEAVY TRAFFIC ON 2222 TO REACH LAKEWOOD AND NORTH CAT MOUNTAIN. CITY STAFF REVIEWED THIS PLAN AND REPORTED ONLY MINOR CRITICISMS. THE EMERGENCY UNDERPASS WILL NEVER RISK BEING CLOSED BY TXDOT. IT WILL SELDOM FLOOD. IT WILL NOT ADD TO EMERGENCY RESPONSE TIME. TO THE CONTRARY, IT WILL GREATLY REDUCE RESPONSE TIME IN HEAVY TRAFFIC. AS WELL AS TOTALLY ELIMINATE BEING THE POSSIBILITY THAT A FIRE TRUCK COULD BE STRUCK BY A CARELESS DRIVER WHILE ATTEMPTING TO CROSS TRAFFIC ON 2222. PLEASE ASK THE PERSONNEL AT FIRE STATION 31 ABOUT FIGHTING TRAFFIC ON 2222.

POLICE AND E.M.S. UNITS COULD ALSO USE THIS EMERGENCY UNDERPASS WHEREVER THEY NEED IT, UNLESS YOU PLAN TO MOVE FIRE STATION 31 SOON, THE EMERGENCY UNDERPASS WILL PROVIDE A WONDERFUL BENEFIT TO OUR CORNER OF NORTHWEST HILLS FOR YEARS TO COME NO MATTER WHAT HAPPENS TO 2222. PLEASE ALLOW THE EMERGENCY UNDERPASS AND BUILD A LITTLE BRIDGE IN THE PARK. NOW PLEASE CONSIDER THE NORTH PART OF LAKEWOOD DRIVE. WITHIN NORTHWEST HILLS. THIS PART RUNS FROM THE INTERSECTION WITH LOOP 360 TO THE LOW WATER CROSSING ON BULL CREEK IN THE CITY PARK. WITH A NEW BRIDGE ACROSS BULL CREEK TO REDUCE CLOSINGS FROM FLOODING TO ABOUT TWICE A YEAR, WE WILL HAVE DRAMATICALLY IMPROVED ACCESS TO 360 AND ALL POINTS NORTH. THE INTERSECTION WITH LOOP 360 IS A SAFE, LEVEL, COMPLETELY SIGNALLED INTERSECTION INCLUDING LEFT TURN LANES WITH GREEN ARROW TURN SIGNALS. IT'S THE OPPOSITE OF THE DANGEROUS INTERSECTION AT THE SOUTH END OF LAKEWOOD AT 2222. ANY DELAY GOING THIS WAY TO HEAD WEST ON 2222 WILL USUALLY BE LESS THAN A MINUTE AND IN SOME CONDITIONS IT MAY ACTUALLY BE FASTER. THE SAME WILL BE TRUE IF WE HEAD SOUTH ON LOOP 360. ON THE OTHER SIDE OF LOOP 360 LAKEWOOD BECOMES A MAJOR FEEDER STREET TO JESTER ESTATES. SCHOOLS, POST OFFICE AND NEAREST IMPORTANT RETAIL STORES FOR THESE NEIGHBORS ARE IN NORTHWEST HILLS. A NEW BRIDGE IN THE PARK WILL PROVIDE EXCELLENT ACCESS FOR THE DAILY NEEDS FOR MOST OF OUR NEIGHBORS IMMEDIATELY WEST OF US, OUR NEIGHBORS IMMEDIATELY SOUTH OF US IN THE COURTYARD WILL SOON FIND THAT TAKING LOOP 360 OVER 2222 AND ON UP TO LAKEWOOD AT 360 IS A MUCH SAFER ENTRANCE TO THE NEIGHBORHOOD. ON ADVICE OF MY MECHANIC I RARELY USE THE LOWER WATER CROSSING. THE ICY WATER CAN EASILY WARP MODERN DISC BRAKES AND LEAD TO UNSAFE BRAKING OR AN EXPENSIVE BRAKE REPAIR JOBS. A NEW BRIDGE INSIDE BULL CREEK PARK IS THE CRITICAL IMPROVEMENT NECESSARY TO PROVIDE BETTER CONNECTIVITY TO AND FROM NORTHWEST HILLS AND ALL POINTS NORTH, SOUTH AND WEST. ONCE A NEW BRIDGE IN THE PARK IS FINISHED, MINOR ALTERATIONS TO LAKEWOOD AND? STRATEGY BRUSH TRIMMING WILL ACCOMMODATE TRAFFIC BETTER THAN THE SOUTH END EVER COULD. I WOULD ALSO SUGGEST THAT A BICYCLE LANE THROUGH THE PARK FROM THE NEW BRIDGE TO 360 WOULD BE BOTH AESTHETICALLY PLEASING GO DRAW BICYCLES AWAY FROM THE EXTREME DANGER OF 2222, ANOTHER SAFETY ISSUE SOUGHT BY OUR PLAN. LAKEWOOD AS 2222 WAS ONLY ACCESS TO 360 DECADES AGO. [INDISCERNIBLE] PROVIDES BETTER ACCESS TODAY. 2222 HAS ENOUGH PROBLEMS WITHOUT LAKEWOOD DRIVE. OUR NEIGHBORS CAN STILL REACH US FROM THE NORTH END OF LAKEWOOD WITHOUT MUCH INCONVENIENCE. LAKEWOOD WILL REMAIN THE BACK DOOR TO NORTHWEST HILLS, BUT WE WON'T HAVE TO RISK OUR LIVES TO GET IN AND OUT. EYE ALLOW THE EMERGENCY UNDERPASS AND BUILD THE LITTLE BRIDGE IN THE PARK. LAST SUMMER CONNECTIVITY WAS SUGGESTED BY THE CITY STAFF AS A MAJOR PROBLEM CREATED BY THIS PLAN. BESIDES 2222, NORTHWEST HILLS HAS TWO MAJOR FEEDER STREETS THAT ACCESS MOPAC DIRECTLY. FAR WEST AND SPICEWOOD SPRINGS. ONE OR THE OTHER HE... IS EASILY ACCESSED BY ANYONE IN NORTHWEST HILLS UNLESS THEY LIVE CLOSE TO 2222 NEAR DRY CREEK OR IN THE MESA AREA. THEY DON'T NEED A DIRECT

ROUTE TO TAKE 2222 TO MOPAC FROM OUR END OF THE NEIGHBORHOOD. FAR WEST BOULEVARD IS FAR LESS CONGESTED THAN 2222 AND READILY ACCESSED AT LADERA NORTE. IT CAN HANDLE THE TRAFFIC LOADS WITHIN NORTHWEST HILLS..... HILLS. ADDING RISING TRAFFIC LEVELS ON 2222 WILL CONTINUE TO BE ONE OF THE MORE DIFFICULT TRAFFIC PROBLEMS FOR THE CITY FOR THE FORESEEABLE FUTURE IF NORTHWEST HILLS RESIDENTS DID NEED QUICK ACCESS TO 2222, THEY CERTAINLY WOULDN'T WANT TO WIND AROUND ON NARROW STREETS THROUGH TWO NEIGHBORHOODS JUST TO GET THERE. LAKEWOOD IS DRAMATICALLY NARROWER THAN FAR WEST OR MESA OR EVEN LADERA NORTE. NO, THEY WOULD DEMAND A DIRECT ROUTE TO 2222 THAT IS EASILY ACCESSED ON ONE OF THE MAIN FEEDER STREETS LIKE MESA. SO THE ISSUE IS HOW BEST TO LEAVE THIS CORNER OF OUR NEIGHBORHOOD TO ACCESS LOOP 360 EITHER NORTHBOUND OR SOUTHBOUND OR TO ACCESS 2222 WESTBOUND. CLEARLY, THE TRAFFIC SIGNAL AT LAKEWOOD AND LOOP 360 ALLOWS BETTER ACCESS AND IS BY FAR SAFER THAN LAKEWOOD AT 2222. EITHER INBOUND OR OUTBOUND. I URGE YOU TO CLOSE THE SOUTH END OF LAKEWOOD, LET TXDOT BUILD THE EMERGENCY UNDERPASS UNDER 2222, AND BUILD THE SMALL BRIDGE IN THE BULL CREEK PARK. THIS IS NOT AS CONTROVERSIAL AS EXTENDING FAR WEST BOULEVARD. IT DOESN'T PUT A TERRIBLE BURDEN ON ANY NEIGHBORHOOD. IT DIDN'T EXACERBATE THE FORMIDABLE PROBLEMS ON 2222 AND IT DOESN'T DENY ANYONE REASONABLE ACCESS TO ANYWHERE. IT'S A WORKABLE SOLUTION THAT SERVES EVERYONE, THANK YOU SO MUCH FOR YOUR TIME. [APPLAUSE]

Mayor Wynn: THANK YOU, OUR NEXT SPEAKER IS JOHN ADAMO. REBECCA FISHER DONATING TIME, NANCY TOWNSEND, COLLEEN ADAMO. JOHN, YOU UP TO 12 MINUTES IF YOU NEED IT.

MAYOR WYNN, COUNCIL, MY NAME IS JOHN ADONO, I LIVE ON LEMON WOOD DRIVE. LEMON WOOD IS THE HIGHEST POINT IN THE OLD LAKEWOOD VILLAGE THAT WOULD BE MOST DIRECTLY AFFECTED BY THE CONSTRUCTION OF THIS RAMP CONNECTING LAKEWOOD DRIVE UP TO 2222. I THINK MY HOUSE IS THE LAST HOUSE IN THE OLD LAKEWOOD VILLAGE NEIGHBORHOOD. MY NEXT DOOR NEIGHBOR IS ON THAT TRAIL WHICH IS ACTUALLY IN -- IN NORTH CAT MOUNTAIN. SO MY PERSPECTIVE IS THAT OF SOMEONE WHO OCCASIONALLY USES THE INTERSECTION AT LAKEWOOD 2222 -- AT LAKEWOOD AND 2222 FOR INGRESS AND EGRESS OUT OF THE NEIGHBORHOOD TO GET TO 360, BUT ALSO SOMEBODY WHO IS PART OF THAT OLD NEIGHBOR THAT'S BEEN THERE FOR A LONG TIME. I HAVE BEEN THERE FOR 14 YEARS. MY HOUSE WAS BUILT I THINK IN 1963. IT ONE OF THE OLDER HOUSES IN THE NEIGHBORHOOD. I SUPPORT CLOSING THE INTERSECTION AND CONSTRUCTING THE EMERGENCY UNDERPASS FOR FIRE STATION 31. MY STREET LEMON WOOD IS ONE ROM LAKEWOOD DRIVE NEIGHBORHOOD UP TO -- UP TO NORTH CAT MOUNTAIN, FAR WEST BOULEVARD, AND NORTHWEST HILLS. THE OTHER STREETS THAT ALLOWS THAT ACCESS IS SEA GROVE TRAIL WHICH IS PARTS OF NORTH CAT MOUNTAIN. BUT LEMON WOOD IS A SLOPED STREET AND CATCHES PROBABLY HALF OF THE CUT THROUGH TRAFFIC COMING THROUGH THE NEIGHBORHOOD. UNLIKE SEDRO TRAIL IT HAS NO SPEED BUMPS, THE SLOPE ON LEMON WOOD IS TOO HIGH IN ORDER TO ALLOW FOR SPEED BUMPS. I'M OUTDOORS FREQUENTLY. I WALK THE NEIGHBORHOOD SEVERAL A WEEK FOR EXERCISE AND HAVE

BEEN DOING SO EVERY SINCE I MOVED INTO THE NEIGHBORHOOD 14 YEARS AGO. OVER THOSE YEARS I HAVE NOTICED JUST A STEADY INCREASE IN BOTH THE -- THE DENSITY OF TRAFFIC, IN THE LAKEWOOD VILLAGE NEIGHBORHOOD AS WELL AS THE SPEED OF THE CARS, THAT TRAVELED THROUGH THE NEIGHBORHOOD. THE TRAFFIC IS HEAVY. PARTICULARLY DURING RUSH HOURS, BUT WE HAVE LEARNED TO LIVE WITH IT. HOWEVER, I'M CONCERNED THAT AS DEVELOPMENT CONTINUES OUT ALONG 2222 OUT TOWARDS 620 THAT THE TRAFFIC THROUGH THE OLD LAKEWOOD VILLAGE NEIGHBORHOOD IS GOING TO BECOME WORSE, IT'S GOING TO POSE A SAFETY HARD FOR THE RESIDENTS THERE. MY WIFE AND I HAVE TWO CHILDREN. I'M TOLD THAT THERE ARE OVER 40 CHILDREN IN THE NEIGHBORHOOD WHO ARE UNDER THE AGE OF 15. BOTH OF MY KIDS ARE IN THAT AGE CATEGORY. AS WITH ANY NEIGHBORHOOD THE CHILDREN ARE OUTDOORS PLAYING FREQUENTLY. WE HAVE NO CHOICE BUT TO LIVE WITH THE EXISTING TRAFFIC. BUT WE WOULD OPPOSE ANY KIND OF A ROAD CHANGE THAT WOULD EXACERBATE THE CURRENT SITUATION. I DO BELIEVE THAT AN ELEVATED RAMP CONNECTING LAKEWOOD UP TO 2222 WILL DO JUST THAT. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

THE EMERGENCY UNDERPASS SHOULD CONTROL TRAFFIC IN OUR NEIGHBORHOOD BY ENG ENCOURAGING TRAFFIC FLOW ON TO LARGER ROADS THAT ARE BETTER ABLE TO ACCOMMODATE THAT TRAFFIC. IT WILL ALSO REDUCE EMERGENCY RESPONSE TIMES FOR FIRE AND E.M.S. BY PROVIDING A DEDICATED ROADWAY THAT WILL ALLOW EMERGENCY VEHICLES TO AVOID TRAFFIC ON 2222 AS IT FREQUENTLY BACK UP, PARTICULARLY DURING RUSH HOUR THERE AT LOOP 360. I REALIZE THAT BY CLOSING OFF INGRESS AND EGRESS TO LAKEWOOD AND 2222 THAT IT WILL OCCASIONALLY ADD TWO OR THREE MINUTES TO MY DRIVE; HOWEVER, I CONSIDER THAT A VERY SMALL PRICE TO PAY TO PRESERVE THE INTEGRITY OF OUR NEIGHBORHOOD AND THE BEAUTY OF BULL CREEK IN THAT AREA. IF THIS RAMP IS BUILT, IT WILL HAVE A TREMENDOUS NEGATIVE IMPACT ON OUR NEIGHBORHOOD. IF IT IS NOT BUILT, IT WILL HAVE A MINIMAL IMPACT ON THE SURROUNDING NEIGHBORHOODS. I WOULD ENCOURAGE EACH OF TO YOU SUPPORT THIS REASONABLE ALTERNATIVE THAT HAS BEEN AWRD BY TXDOT -- OFFERED BY TXDOT FKS SUPPORT THE UNDERPASS, OPPOSE THE RACH. THANK.....RAMP. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, JOHN. OUR NEXT SPEAKER IS SETH KRAUSE. HE SIGNED UP WISH TO GO SPEAK, AS DID THOMAS DUTY. WELCOME, THOMAS, STEP RIGHT UP. YOU WILL HAVE THREE MINUTES -- COME ON UN. I'M SORRY, WOULD SOMEBODY LIKE TO DONATE TIME TO MR. KRAUSE? BILL RANSOM, GOT YOU DOWN. SETH, YOU HAVE SIX MINUTES AND YOU WILL BE FOLLOWED BY THOMAS DUTY.

GREAT. SO FIRST I'M GOING TO READ A LETTER THAT IS FROM A SIT 10 OF THE LAKEWOOD NEIGHBORHOOD, LAKEWOOD VILLAGE, WHO ISN'T ABLE TO BE HERE TONIGHT. THEN I WANT TO PRESENT SOME DOCUMENTATION TO THE CITY COUNCILMEMBERS, MAYOR PRO TEM, MAYOR WYNN, REPRESENTING AN ONLINE GROUP THAT WAS CREATED A WEEK BACK TO SOLICIT FEEDBACK IN SUPPORT OF KEEPING LAKEWOOD DRIVE OPEN. BUT FIRST THE LETTER. MAYOR, CITY MANAGER AND COUNCILMEMBERS, I APOLOGIZE FOR MISSING THE

MEETING, BUT HAVE BEEN ASKED TO MAKE A FEW COMMENTS ON THE PROPOSED LAKEWOOD RAMP TO PROPOSED 2222. I WAS U.S. COMMANDER OVER THE U.S. COMMAND FROM 2000 UNTIL 2003. THIS AREA ENCOMPASSED THE AREA FROM APPROXIMATELY 45TH STREET AND MOPAC TO THE NORTH AND WEST CITY LIMITS. DURING THAT TIME I WAS INFINITELY FAMILIAR WITH THE CRIME, QUALITY OF LIFE AND TRAFFIC ISSUES FOR THAT AREA. I AM ALSO A RESIDENT OF THE OLD LAKEWOOD VILLAGE SUBDIVISION AND CURRENTLY LIVE ABOUT THREE ECKZ BLOKZ FROM WHERE THE PROPOSED RAMP IS TO BE INSTALLED. RAISING THE BRIDGE ON FM 2222 AT LAKEWOOD WOULD BE A PUBLIC SAFETY FOISH A NUMBER OF YEARS DUE TO FLOODING, TRAFFIC MANAGEMENT AND EMERGENCY RESPONSE TIME CONCERNS. ALL OF THE NEIGHBORHOODS ARE CONCERNED ABOUT ITS NEAR TERM IMPACT FOR THEIR AREA. AUSTIN IS CONTINUING TO GROW AND I WOULD HOPE THAT ALL CONCERNED WOULD LOOK AT THE LONG RANGE IMPACT THIS DECISION WILL HAVE NOT ONLY ON THE RESPECTIVE NEIGHBORHOODS AND STREETS, BUT THE CITY OVERALL. LAKEWOOD DRIVE PROVIDES PUBLIC SAFETY RESPONSE TO AT LEAST THREE NEIGHBORHOOD SUBDIVISIONS AND OVER 400 RESIDENCES. THE FOCUS HAS BEEN PRIMARILY ON FIRE RESPONSE, BUT THERE ARE OTHER PUBLIC SAFETY AGENCIES THAT RELY ON THIS ACCESS AS WELL. THIS HAS BEEN THREW STREET FOR A SIGNIFICANT AMOUNT OF TRAFFIC THAT COULD NOT BE DIVERTED TO OTHER AREAS. THE CLOSEST OPTION WOULD BE THE EXTENSION OF FAR WEST TO FM 2222, BUT THIS IS NOT CURRENTLY AN OPTION. EVEN IF THERE WERE ANOTHER ONGS, IT WOULD PLACE A SIGNIFICANT TRAFFIC BURDEN ON FAR WEST, WHICH IS PRIMARILY A DENSER RESIDENTIAL AREA, WITH SEVERAL SCHOOLS UNTIL YOU GET TO HART LANE. THERE'S LESS OF AN IMPACT ON THE SMALLER AND LESS DENSE RESIDENTIAL AREA THAT ENDS AT LAKEWOOD. THE INTERSECTION OF FM 2222 AND LOOP 360 IS A MAJOR INTERSECTION IN THE CITY. IN THE EVENT THAT INTERSECTION IS BLOCKED OR CLOSED, THERE ARE NO OTHER ALTERNATIVE ROUTES OTHER THAN LAKEWOOD DRIVE. THIS HAS THE POTENTIAL OF STACKING TRAFFIC FROM LOOP 360 BACK TO MOPAC ALONG FM 2222. CURRENT RUSH HOUR TRAFFIC WITHOUT ROAD CLOSURES ALREADY STACKS TRAFFIC BACK FROM LOOP 360. LAKEWOOD DRIVE SHOULD REMAIN OPEN AS AN ALTERNATIVE ROAD CLOSURE ROUTE AS WELL AS A LOCATION TO REMOVE STALLED OR WRECKED VEHICLES. ALLOWING ACCESS UNDER THE FM 2222 BRIDGE WILL NOT STOP TRAFFIC FROM GOING ALONG LAKEWOOD DRIVE AND HAS THE POTENTIAL OF RESTRICTING ACCESS IN THE EVENT THAT THERE ARE DISABLED, JUNKED OR PARKED VEHICLES WHERE THE ROAD DEAD ENDS. REGARDLESS OF WHAT SOME RESIDENTS MAY THINK THE GENERAL PUBLIC WILL VIEW THE CLOSURE AS THE SOUTH LIMITS OF BULL CREEK PARK. THE CREEK AREA ALONG LAKEWOOD IS PRIVATELY OWNED UNTIL YOU GET TO THE LOW WATER CROSSING. THIS ALONE COULD INCREASE PARK TRAFFIC IN THE NEIGHBORHOOD, EVEN WITH THE ROAD CLOSED. AUSTIN CITY PARKS ARE GREAT, BUT BECAUSE THEY ARE QUIET PUBLIC PLACES, THEY WILL DRAW SOME INDIVIDUALS WHO ENGAGE IN CRIMINAL CYST, SOME MINOR, WHILE OTHERS ARE SERIOUS, AND THE LETTER REFERENCES A NARCOTICS RELATED HOMICIDE THAT OCCURRED AT BULL CREEK PARK SEVERAL YEARS AGO FOUR BLOCKS AWAY FROM THE PROPOSED RAMP. THE COUNCIL SHOULD CONSIDER THE POTENTIAL OF PHASE TWO TOLL ROADS, WHICH

HAVE IDENTIFIED LOOP..... LOOP..... LOOP 360 AS A POTENTIAL TARGET. THIS COULD HAVE A SIGNIFICANT IMPACT ON THE AREA WITH LIMITED OPTIONS, LIMITED ALTERNATIVE TRAFFIC WAYS. THE OPTION IS TO LEAVE IT OPEN AT FM 2222 WITH THE PROPOSED RAMP. AND THIS IS FROM ROBERT GROSS, AUSTIN POLICE COMMANDER RETIRED. THE SECOND THING THAT I WANTED TO PRESENT IS A PACKET, AND UNFORTUNATELY I DON'T THINK I HAVE A PACKET FOR ALL COUNCILMEMBERS, BUT IT'S A PACKET THAT CONTAINS TWO THINGS, ONE IS THE LISTING OF MEMBERS WHO JOINED THIS ONLINE GROUP OVER THE LAST WEEK, AND THE SECOND IS ALL THE E-MAILS AND MESSAGES THAT THEY'VE SENT. SO IF I MAY APPROACH, I CAN DROP THIS OFF FOR YOU. THE LAST POINT I WANT TO MAKE ON THIS TOP PICK IS I ALSO LIVE IN THE LAKEWOOD VILLAGE AREA. I LIVE ON MARBLEWOOD DRIVE, WHICH IS TWO STREETS EAST OF LAKEWOOD, THE STREET AN OBVIOUSLY THAT WOULD BE MOST AFFECTED REGARDLESS OF WHAT DECISION IS MADE. AND THIS IS A VERY EMOTIONAL ISSUE I THINK FOR ALL OF US IN LAKEWOOD VILLAGE. AND IF IT'S AN ISSUE THAT IS IN SOME WAYS TEARING APART A COMMUNITY THAT'S BEEN PRETTY CONSOLIDATED UP TO THIS POINT. THE INTERESTING THING I THINK IS WE ALL SHARE THE SAME CONCERNS AND THE SAME GOALS FOR OUR NEIGHBORHOOD. WE ALL WANT AS SAFE OF A NEIGHBORHOOD AS WE CAN GET AND WE ALSO WANT AS BEAUTIFUL OF A NEIGHBORHOOD AS WE CAN GET. [BUZZER SOUNDS] AND MY POSITION, EVEN THOUGH I LIVE IN LAKEWOOD, IS THAT MAINTAINING ACCESS AT LAKEWOOD ROAD WILL MAINTAIN SAFETY IN PARTICULAR ON MY STREET, BETTER THAN CLOSURE. THANK YOU FOR YOUR TIME. [APPLAUSE]

Mayor Wynn: THOMAS DUTY. WELCOME BACK. YOU WILL HAVE THREE MINUTES.

GOOD EVENING. I CAME HERE WITH THE UNDERSTANDING THAT THERE WOULD SOMEBODY OTHERS THAT ARE ALSO IN FAVOR OF THE PROPOSAL. I WANTED TO TALK JUST A COUPLE OF ITEMS FROM MY PERSPECTIVE IN TERMS OF SAFETY. THERE ARE REALLY TWO ISSUES OF SAFETY IN TERMS OF KEEPING LAKEWOOD OPEN. ONE OF THEM IS THE CAR SAFETY ISSUE, ONE IS A BICYCLE SAFETY ISSUE. IN TERMS OF BICYCLE SAFETY, I FREQUENTLY USE AT LAKEWOOD INTERSECTION AS ACCESS OUT ON TO LOOP 360. THAT IS THE SAFEST AND EASIEST ROUTE FOR ME ON A BICYCLE TO GET OUT TO LOOP 360. GOING NORTH ON LAKEWOOD, THAT ROAD IS VERY NARROW, VERY WINDING, VERY POOR VISIBILITY, AND TRAFFIC -- YOU HAVE A HARD ENOUGH TIME GETTING TWO CARS TO PASS BY EACH OTHER, MUCH LESS HAVING A BICYCLE RIDER THERE. SO THE CURRENT INTERSECTION OUT TO 2222 GOING SOUTH ON LAKEWOOD IS MUCH SAFER AS A BICYCLE RIDER. THE OTHER ISSUE ABOUT AUTO SAFETY IS ONE OF THE PROBLEMS IS THAT'S AN UNSAFE INTERSECTION RIGHT NOW IS BECAUSE THAT INTERSECTION SITS IN A LITTLE BOWL AND YOU HAVE VERY POOR VISIBILITY BACK TO THE EAST ON 2222. YOU CAN'T SEE THE ONCOMING TRAFFIC WHEN YOU PULL OUT. RAISING THAT INTERSECTION THAT 15 FEET GIVES YOU A CLEAR LINE OF SIGHT BACK TO THE EAST AND SHOULD HELP IMPROVE THE SAFETY OF THAT INTERSECTION. YOU HEARD YOUR OWN EMERGENCY RESPONSE PEOPLE TALK ABOUT THIS. SAVING MINUTES ON EMERGENCY RESPONSE TIMES IS IMPORTANT AND CRITICAL. I'M AN EXAMPLE OF A COUPLE OF MINUTES, MEANING A DIFFERENCE IN TERMS OF WHETHER YOU SURVIVE OR NOT. WE'VE HAD REFERENCE TO THE PREVIOUS TOWN HALL MEETINGS THAT

WE HAD AT MURCHISON. I'M HEARING SAFETY NOW. ANOTHER ASPECT THAT WAS TALKED ABOUT THEN WAS THE CHARACTER OF LAKEWOOD AND THE APPEAL OF LAKEWOOD AND NOT WANTING TO DISTURB THAT. BUT REALLY THERE WERE ISSUES ABOUT THE APPEARANCE OF THE EMBANKMENT WALL, BUT TXDOT GOT IT RIGHT. THE PRIMARY VISUAL LINE OF SITE IS ALONG LAKEWOOD, NOT PER PEN.....PERPENDICULAR TO THE ROAD, SO I DON'T THINK THAT'S A SIGNIFICANT ISSUE. AND I DON'T UNDERSTAND HOW LOOKING AT THE SIDE OR THE UNDERNEATH OF A BRIDGE OVERPASS CAN BE MORE APPEALING THAN HAVING A NICE, SMOOTHLY TAPERED AND. AND THIRDLY, CLOSING OF A ROAD, HOW CAN A CHARACTER OF A ROAD BE MAINTAINED IF NOBODY EVER GETS TO SEE IT TO APPRECIATE IT? SO AGAIN, MY MAIN POINT IS I BELIEVE THAT LAKEWOOD SHOULD REMAIN OPEN AND USE THE RAMP INTERSECTION UP TO 2222 AS RECOMMENDED BY YOUR OWN STAFF. THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: THANK YOU. STEVE MOORE? WELCOME, STEVE. YOU WILL HAVE THREE MINUTES AND THEN YOU WILL BE FOLLOWED BY SWRABS ADVANCE BROWN.

THANK YOU FOR MY TIME. I JUST HAVE TWO POINTS. ONE IS A TECHNICAL POINT. 2222 BACKS UP FROM THE LOOP 360 INTERSECTION CLEAR OUT TO JESTER. IT'S MORE THAN A MILE. IT BACKS UP THAT FAR IN THE MORNING. I KNOW THAT BECAUSE I GET STUCK IN IT. IF THIS ROAD IS CLOSED I'LL BE FORCED TO TURN LEFT ON LOOP 360 AND IT WILL ADD TWO MINUTES ROUGHLY OF WAIT TIME FOR ME NOT EXCLUDING THE EXTRA OVER MILE THAT I HAVE TO DRIVE. NOBODY'S TALKED ABOUT THE ADDED CONGESTION AT THAT INTERSECTION THAT WILL BE CAUSED BY CLOSING THIS ROAD. THE MAIN POINT I'D LIKE TO MAKE IS I'D LIKE TO TRY AND ASK YOU TO THINK ABOUT THE TRUE MOTIVES OF THE PEOPLE WHO ARE OPPOSED TO THIS RARP. MY PERSONAL OPINION IS THAT WHAT IT COMES DOWN TO IS NEIGHBORS, PEOPLE WHO LIVE IN THIS NEIGHBORHOOD SAW AN OPPORTUNITY TO GET SOME PERSONNEL BENEFIT, REDUCE TRAFFIC IN THEIR NEIGHBORHOOD AND MAKE EVERYBODY ELSE SUFFER. THAT'S REALLY WHAT I THINK IT COMES DOWN TO. SO IF YOU RIP AWAY ALL THE SUPERFLUOUS ARGUMENTS, ONE GENTLEMAN SAID I LIVE ON A STREET, I HAVE KIDS, I WANT LESS PEOPLE DRIVING ON MY STREET. I WOULD LIKE TO HAVE LESS PEOPLE DRIVING ON MY STREET. WOULD YOU LIKE TO HAVE LESS PEOPLE ON YOUR STREET IN WOULD YOU LIKE TO HAVE A A DIVIDEND END WHERE YOU LIVE SO NOBODY COMES DOWN UNLESS THEY ARE COMING TO YOUR DRAI. YOU WOULD LIKE THAT. THEY WOULD LIKE IT. THEY WOULD LIKE LESS TRAFFIC IN THE NEIGHBORHOOD AND THEY WOULD LIKE -- AND THE PEOPLE WHO LIVE ON THE STREET, GUESS WHAT, THEY OWN THE PARK ACROSS THE STREET. IT MEANS THAT THEY CAN WALK ACROSS THE CUL-DE-SAC TO GET TO THE PRIVATE PARK THAT THEY OWN ALONG BULL CREEK. THIS IS A TYPICAL EXAMPLE OF LOCACACACACACACACACACA VERSUS THE GREATER GOOD OF THE COMMUNITY. THANK YOU. [APPLAUSE]

Mayor Wynn: VANCE BROWN, TO BE FOLLOWED BY DONNA BROWN.

[INAUDIBLE - NO MIC].

Mayor Wynn: COUNCILMEMBER MARTINEZ.

Martinez: TOIPT ASK A POINT OF NMS, I'M NOT SURE HOW MANY SPEAKERS WE HAVE LINED UP, BUT IT'S ALREADY PAST 11. I DON'T WANT ANYBODY THAT WOULD LIKE TO SPEAK TO NOT SPEAK, BUT I WAS JUST CURIOUS AS TO WHAT WE'RE POTENTIALLY FACING AND IF THERE MIGHT BE SOME NEIGHBORHOOD, I GUESS, LEADERS ON EACH SIDE OF THIS WHO WOULD RATHER STEP UP IN LINE TO HELP FOSTER CLOSING THE PUBLIC HEARING AND MOVING FORWARD.

[INAUDIBLE - NO MIC].

Mayor Wynn: MS. BROWN HAS A NUMBER OF FOLKS WANTING TO DONATE TIME TO HER, SO SHE APPARENTLY HAS SOME --

ACTUALLY, I PAIRED MINE DOWN QUITE A BIT BASED ON WHAT EVERYBODY ELSE HAS SAID. I'M JUST TRYING NOT TO REPEAT. SO MINE WILL BE VERY QUICK.

Mayor Wynn: FAIR ENOUGH. AS AN ANSWER TO COUNCILMEMBER MARTINEZ' QUESTION, THERE'S STILL 20 SPEAKERS SIGNED UP. THAT WOULD BE ANOTHER HOUR AND 38 MINUTES OF TESTIMONY. MY INSTINCT IS A HANDFUL OF FOLKS HAVE ALREADY GONE HOME. I'VE PURPOSELY BEEN, EVEN THOUGH THE COMPUTER DOESN'T LINE THEM UP THIS WAY, I'VE BEEN ALTERNATING IN GENERAL TERMS SOME PROS, SOME CON, BUT THE BALANCED NUMBER OF MINUTES SO FAR, PARTICULARLY AFTER MS. BROWN SPEAKS, AND PERHAPS WE CAN DO A QUICK HEAD COUNT AFTERWARDS TO SEE WHO ALL IS STILL HERE AND IT MIGHT NOT BE THAT MUCH LONGER TO HEAR FROM EVERYBODY. WE CAN DO A HEAD COUNT IN A SECOND. SO DONNA WELCOME, LET'S SEE, SO GRETCHEN STANFIELD, ANDREW BURNS, IS HE STILL HERE? THERESA FERGUSON? HI. AND GEORGE JACKSON. SO YOU WOULD BE ELIGIBLE FOR NINE MINUTES IF YOU NEED IT, DONNA, BUT WE APPRECIATE YOU BEING CONCISE.

I THANK YOU FOR LISTENING US. I KNOW IT'S BEEN A LONG DAY FOR ALL OF YOU. I AM SECRETARY-TREASURER OF THE LAKEWOOD CLUB. IT IS MY DUTY TO REPORT TO YOU WHAT OUR NEIGHBORHOOD HAS DECIDED. UNFORTUNATELY THIS PROCESS OF REGISTERING TO SPEAK HAS BEEN A LITTLE TAXING ON EVERYBODY. THEY'RE REALLY CONFUSED OVER AM I VOTING FOR THE RAMP, AGAINST THE RAMP. I'M VERY CLEAR IN MY DECISION THAT I WOULD LIKE TO SEE THE EMERGENCY UNDERPASS OPTION PASSED AND NO RAMP ON LAKEWOOD. THIS BATTLE STARTED IN JANUARY OF 2005 AND THE NEIGHBORS MET WITH TXDOT FOR THE FIRST TIME AND SAW THE NEW BRIDGE IDEA AND WE WERE FIRST INTRODUCED TO THE RAMP INTO OUR NEIGHBORHOOD. I AM VERY SHOCKED AT SOME OF THE THING THAT I HAVE HER TONIGHT FOR THE VERY FIRST TIME, AND I WILL ADDRESS THOSE IN A MINUTE. BUT OUR NEIGHBORHOOD LOOKED AT THE ISSUE AND WE

HELD THREE DIFFERENT NEIGHBORHOOD MEETINGS TO INTRODUCE THIS TO OUR NEIGHBORS AND TO ASK THEM WHAT ARE WE GOING TO DO WITH THIS? SO WE GAVE OUR NEIGHBORS FOUR OPTIONS TO CHOOSE FROM. THE OPTIONS WERE IN OUR OPINION WE THOUGHT MAYBE THE UNDERPASS MIGHT BE A VIABLE OPTION, SO WE MADE THAT ONE OF THE VOTING OPTIONS. WE -- ONE OF THE OPTIONS TOFS LEAVE THE RAMP AS IT WAS. ANOTHER OPTION WAS TO POSSIBLY BUILD A BRIDGE DOWN AT THE PARK AND ANOTHER ONE WAS TO OPEN FAR WEST. AS YOU KNOW, OPENING FAR WEST AT THE TOWN HALL MEETING CAUSED A BIG STINK BALL AND SO WE QUICKLY DECIDED THAT THAT ISSUE WAS PRETTY MUCH DEAD IN THE WATER. OUR VOTING PROCESS WAS SUCH THAT THE SECOND AND THIRD CHOICES OF OUR NEIGHBORHOOD WAS TO LOOK ADD IDEAS FOR THE EMERGENCY UNDERPASS AND TO BUILD A BRIDGE TO THE PARK SO THAT WE CAN ACCESS AND GET OUT OF OUR NEIGHBORHOOD AS WELL. THE FOURTH CHOICE THAT EVERYBODY CHOICE, WE GAVE THEM AN ORDER OF ONE, TWO, THREE, FOUR, THE FOURTH CHOICE WAS TO LEAVE IT LIKE IT WAS. AND 80% OF THE NEIGHBORS WHO VOTED SAID TO OUR BOARD TO PLEASE PURSUE THE EMERGENCY UNDERPASS PLAN AND PURSUE THE BRIDGE AT THE PARK. WE HAD 84% VOTER TURNOUT. I PERSONALLY MADE SURE EVERYBODY HAD A CHANCE TO VOTE. I GOT THEIR SIGNATURE THAT THEY RECEIVE A BALLOT AND I GAVE THEM ANON-MIHMTY FOR SUBMITTING THEIR BALLOT. I'M GOING TO SKIP DOWN ON MY NOTES. IF THE RACH IS BUILT ON LAKEWOOD -- IF THE RAMP IS BUILT ON LAKEWOOD DRIVE, YOU ARE CREATING BASICALLY A CUT-THROUGH TO LOOP 360 FROM 2222. IT'S GOING TO BE LIKE AN EXIT RAMP FROM 2222 TO LOOP 360. PEOPLE THAT DON'T WANT TO SIT AT THE LATE AT 2222, THEY'RE GOING TO CUT THROUGH OUR NEIGHBORHOOD. IT IS GOING TO BE ANOTHER NIGHTMARE FOR FOLKS THAT LIVE ON LAKEWOOD DRIEVMNT I LIVE ON LAKEWOOD DRIVE, MY IN-LAWS LIVE ON LAKEWOOD DRIVE. THEY LIVE ON THE SECOND HOUSE ON THE BLOCK. THEY ARE IN THEIR 80'S AND THEY WILL HAVE A HARD TIME BACKING OUT OF THEIR DRIVEWAY IF YOU ALLOW THE RAMP TO COME IN AND CONNECT AT BOTH ENDS OF LAKEWOOD. THAT RIGHT NOW IS PROBABLY OUR BIGGEST CONCERN IS CONNECTING BOTH ENDS OF LAKEWOOD DRIVE. FOLKS MENTIONED HERE TONIGHT THAT THE PARK, IT'S GOING TO LIMIT ACCESS TO PEOPLE GOING TO THE PARK. WELL, THEY CAN STILL GET TO THE PARK VIA LOOP 360. AS A MATTER OF FACT, IT'S EVEN CLOSER. IT'S A HALF A MILE FROM 2222 TO THE PARK BECAUSE I WALK IT. I KNOW UP AND BACK IT'S A MILE. THE PARKING AREA THAT COUNCILMEMBER KIM QUESTIONED, THE PARKING LOT AT BULL CREEK PARK, IS SET BACK FROM THE ROAD. IT IS NOT ON LAKEWOOD DRIVE. SO THAT IS REALLY NOT AN ISSUE. AND AS FAR AS THE FIREFIGHTERS STEPPING UP AND TALKING ABOUT THE EMERGENCY GATE, WHY -- I DON'T UNDERSTAND, AND CAN YOU ASK THIS AFTER I USE UP MY TIME, IS WHY THEY'RE PUTTING THAT GATE DIRECTLY UNDER THE BRIDGE. THEY CAN POSITION THAT GATE AT THE FA REACHES OF LAKEWOOD DRIVE AT THE FIRST HOUSE AND IT DOESN'T HAVE TO BE A GATE THAT CAN BE DISTRACTED BY HIGHWAY WATERS, IT CAN BE A BAR DOWN ARM. IT DOESN'T -- WE CAN'T UNDERSTAND WHY THAT GATE IS AN ISSUE. THIS IS THE FIRST THAT WE'VE HEARD ABOUT TRASH, PEOPLE DUTCHING TRASH AND FIRE TRUCKS HAVING TO BACK UP. THIS IS THE FIRST TIME THAT THIS ISSUE HAS BEEN DISCUSSED. AND I'M REALLY SORRY TO HEAR THAT. I WOULD JUST LIKE TO

CLOSE WITH SAYING, PLEASE VOTE FOR THE EMERGENCY UNDERPASS AND FOR NO RAMP ON LAKEWOOD. THANK YOU VERY MUCH. [APPLAUSE]

Mayor Wynn: THANK YOU, MS. BROWN. SO IF YOU DON'T MIND, FOLKS, HOW ABOUT A SHOW OF HANDS OF WHO IS HERE WHO WOULD STILL LIKE TO SPEAK, STILL LIKE TO ADDRESS THE COUNCIL? HOLD ON FOR A FEW SECONDS AND I'LL TRY A QUICK HEAD COUNT. MAYBE 14 MORE SPEAKERS. COUNCIL, MY RELIGIOUS..... RECOMMENDATION IS THAT WE LUG THROUGH THIS. I THINK PEOPLE ARE RECOGNIZING THAT -- PEOPLE ARE TRYING TO BE GOOD ABOUT NOT REPEATING MUCH OF THE TESTIMONY THEY'VE HEARD EITHER PRO OR CON WITH ERWIN CENTER SPEAKERS. I THINK WE CAN GET AWAY WITH THIS IN THE NEXT HOUR OR SO. SO I'LL CONTINUE ON. THEN -- ACTUALLY, I AM PURPOSELY NOT PEFBLY ALTERNATING SIDES, BUT JUST CALLING DIFFERENT SPEAKERS. BUT ALSO TAKING THEM IN SEEMINGLY THE ORDER THAT THE COMPUTER SAYS YOU ALL SIGNED IN. SO OUR NEXT SPEAKER IS JEAN GLASS. WELCOME MR. GLASS. YOU WILL BE FOLLOWED BY CHUCK MUNSON, THREE MINUTES APIECE, THANK YOU.

I'LL BE BRIEF. I WON'T REPEAT A LOT OF THINGS, BUT THERE ARE A COUPLE OF THING I WOULD LIKE TO POINT OUT TO YOU NO MATTER WHO DECISION YOU MAKE OF THIS. IF YOU PUT THE RAMP IN, THEY'RE CORRECT, THE TRAFFIC BACKS UP GOING WEST ON 2222 AND ALL THAT TRAFFIC THAT WANTS TO GET AROUND THE CORNER TO 360 AND GO NORTH IS GOING TO CUT STRAIGHT THROUGH THAT PARK. IT'S GOING TO GO RIGHT DOWN THAT ROAD AND NO ONE'S MENTIONED THIS. EVERYBODY TALKS ABOUT THE LITTLE BRIDGE. THE LITTLE BRIDGE IS NOT THE PROBLEM. THE ROAD BEYOND THAT BRIDGE ON THE NORTH END IT BETWEEN THERE AND LOOP 360 IS LIGHT ENOUGH FOR WIN CAR. IN THE SUMMER WHEN THE PARK IS CROWDED, PEOPLE PARK ON BOTH SIDES OF THE ROAD, IT'S VERY DANGEROUS AS IT IS. THAT ROAD HAS TO BE WIDENED. AND AS I UNDERSTAND, THAT IS NOT IN THE PLAN. AND THE TRAFFIC WILL BE BACKED UP FROM LOOP 360 AT LAKEWOOD THROUGH THE PARK. YOU CAN BET ON IT. SO YOU NEED TO THINK ABOUT HOW YOU'RE GOING TO RESOLVE THAT IF YOU PUT THE RAMP THERE OR IF YOU CLOSE IT THE SAME WAY IF MORE PEOPLE HAVE TO GO OUT TO THAT NORTH SIDE, THE NOR SIDE NEEDS TO BE FIXED. AND SO FAR THE ONLY THING THAT'S BEEN DISCUSSED IS THE BRIDGE. IT WILL BE BACKED UP A SINGLE LANE. I THINK THOSE ARE -- SOMEONE MENTIONED THE OPTION FOR PUTTING THE LANE UNDER 2222 FROM THE FIRE DEPARTMENT. THERE'S ABSOLUTELY NO REASON, AS THEY SAID, THAT THE GATE COULDN'T BE AS FAR OUT AS THE RARP WAS GOING TO BE. I DO SHARE THE CONCERN OF HAVING A DEAD END WITH THE BRIDGE AND PEOPLE COMING FROM THE PARK DOWN INTO THE NEIGHBORHOOD. I DO THINK THAT'S A VALID CONCERN, BUT THERE'S NO REASON THAT WE CAN'T HAVE THE GATE FURTHER UP THE ROAD. THE OTHER THING I THINK SOMEONE NEEDS TO LOOK AT FROM THE CITY IS THE FIRST TIME WE HAVE A FLOOD THROUGH THERE WHAT IS THE IMPACT WHEN THE WATER COMES UP THE RAMP AND BETWEEN THE RAMP AND THE WALL THAT WILL OBJECT THE EAST SIDE OF THE RAMP AND RUNS AROUND YOUR WORK THERE, BECAUSE IT'S GOING TO HAPPEN. THAT ROAD DOES FLOOD. LAKEWOOD.

Mayor Wynn: THANK YOU, MR. GLASS. [APPLAUSE] CHUCK MUNSON. WELCOME. YOU WILL HAVE THREE MINUTES.

MAY IT PLEASE THE COUNCIL. I DON'T MAKE A STEADY DIE DYE ET OF COMING DOWN HERE AND I APPRECIATE YOUR INTEREST, PARTICULARLY MR. MARTINEZ, SINCE YOU HAD A CAREER IN THE FIRE FIGHTING BUSINESS. WHAT I REALLY WANT TO SAY MORE THAN ANYTHING IS THAT WE HAVE A LOT OF FRIENDS AND NEIGHBORS. I'M ON ONE SIDE OF THE ISSUE. SOMEBODY ELSE MAY OBJECT THE OTHER. BUT EMOTIONS SHOULD NOT DICTATE THE DECISION THAT YOU WILL MAKE. LOOK TO THE OBJECTIVE INFORMATION THAT YOU HAVE. THE BEST OBJECTIVE INFORMATION YOU HAVE IS NOT GOING TO COME FROM ME, ALTHOUGH I'M GOING TO SAY I'M VERY OBJECTIVE. IT'S GOING TO BE FROM MS. CREIGHTON AND THE OTHER STAFF THAT HAVE UNANIMOUSLY AND CONSISTENTLY RECOMMENDED THAT IF TXDOT WANTED TO HAVE THE BRIDGE IMPROVED -- AND LET'S ALL FACE IT, A LOT OF THIS WAS PRECIPITATED A COUPLE OF YEARS AGO WHEN WE SAW OUR INTERSECTION ABOUT 250 YARDS FROM OUR HOUSE ON THE WETZ CHANNEL AND ONE OF YOUR GUYS WERE OUT THERE SAVING A LADY THAT WASHED DOWN LAKEWOOD DRIVE, NOT OFF OF 2222. SHE WASHED DOWN LAKEWOOD DRIVE, CAUGHT ON THE GUARDRAIL AND WAS ABLE TO -- SOMEBODY SAVED HER LIFE. ARE WE GOING TO PROPOSE AN EMERGENCY OUTLET FOR THE FIREMEN TO COME DOWN LAKEWOOD AND BE SUBJECT TO HAVING THEIR VEHICLE WASHED AWAY AS WELL? WHEN WE WANT THE FIRE DEPARTMENT IN NORTHWEST HILLS IN MY OPINION, THE TWO MOST LIKELY THINGS -- WE'VE LUCKILY NOT HAD ONE OF THEM. ONE IS A FLASH FIRE. WITH ALL THE CEDAR WE HAVE A DISASTER THERE. THE SECOND IS THE FLOODING. AND SO IF THE FLOODING IS A PREVENTIVE FOR WHETHER IT'S THE FIRE DEPARTMENT, POLICE DEPARTMENT OR WHATEVER COMING UNDER THE BRIDGE, THAT'S NOT A LOT OF COMFORT. THE OTHER THING I WOULD LIKE TO TALK ABOUT IS THERE HAS BEEN TALK ABOUT A BRIDGE AT THE LOW WATER CROSSING AT LAKEWOOD PARK. MY UNDERSTANDING FROM THE COMMENTS MADE AT THE MURCHISON MEETING THAT MR. MCCRACKEN WAS AT WAS THAT EVEN IN THE BEST SITUATION THAT BRIDGE WOULD NOT BE OUT OF THE 100 YEAR FLOODPLAIN. SO WE WOULD STILL BE HAMSTRUNG BY THE ACCESS TO AND FROM. IN SUMMARY, I THINK TXDOT, IF THEY DETERMINE THAT 2222 NEEDS TO BE RAISED, FOR THE VAST HUNDREDS OF THOUSANDS OF PEOPLE THAT ARE AFFECTED BY THAT BRIDGE, THEN I THINK A FEW OF US MAY HAVE TO SUFFER AN INCONVENIENCE. I'VE LIVED IN AUSTIN ALL MY LIFE AND I CAN SAY I GREW UP IN THE SHADOW OF MOPAC. BUT THE SINGLE MOST IMPORTANT EVENT IN MY LIFE HERE IN AUSTIN WAS THE CONSTRUCTION AND COMPLETION OF MOPAC. AND I THANK YOU FOR YOUR TIME.

Mayor Wynn: THANK YOU. [APPLAUSE] JOHN MORGAN? JOHN MORGAN, TO BE FOLLOWED BY TOBY TYLER, TO BE FOLLOWED BY SHERYL MIDDLEMAN.

MAYOR WYNN, GIG 'EM. I JUST LOVE THE FACT THAT WE HAVE AN AGGIE RUNNING THE CITY OF AUSTIN OF ALL PLACES.

AND WE'RE VIOLATING THE TWO AGGIE RULE RIGHT NOW, THAT'S RIGHT.

I WAS BORN AND RAISED IN AUSTIN. I GREW UP IN NORTHWEST HILLS A MILE FROM MY CURRENT RESIDENCE ON LAKEWOOD DRIVE. A LOT HAS CHANGED IN AUSTIN, BUT THE QUIET NEIGHBORHOOD ALONG LAKEWOOD DRIVE HAS REMAINED RELATIVELY UNSCAITZED FOR OVER 45 YEARS SINCE MANY OF THOSE HOUSES WERE BUILT. I LIVE ON THE NORTH END OF LAKEWOOD DRIVE ABOUT TWO BLOCKS FROM BULL CREEK PARK TOWARDS THE LAKEWOOD, LOOP 360 INTERSECTION ON THE QUIET END OF THE STREET. WITH THE OPTIONS ON THE FIEBL THE LAKEWOOD/2222 INTERSECTION, I AND MY NEIGHBORS ON THAT END OF THE STREET REALLY LOSE EITHER WAY. IF YOU CLOSE LAKEWOOD FROM PUBLIC ACCESS AT 2222 ACTION THEN THE IMMEDIATE EFFECT IS NEIGHBORHOOD TRAFFIC FROM CAT MOUNTAIN TO NORTHWEST HILLS DIVERTED DOWN OUR END OF THE STREET TOWARDS THE LOOP 360 INTERSECTION. THAT INSTANTLY INCREASES TRAFFIC DOWN THE NORTH END OF OUR STREET BY ONE TO TWO THOUSAND CARS A DAY. WE LOSE. IF YOU BUILD THIS RAMP TO KEEP LAKEWOOD OPEN TO 2222, TRAFFIC WILL UNDOUBTEDLY INCREASE EXPONENTIALLY DOWN THE ENTIRE STREET AS CONGESTION ON 2222..... 2222 GROWS TO 60,000 CARS A DAY PLUS AND THEY USE OUR NEIGHBORHOOD STREET AS A CUT THROUGH BETWEEN THAT 2222 AND LOOP 360. OUR ENTIRE NEIGHBORHOOD LOSES AGAIN. CLOSING LAKEWOOD DRIVE FROM PUBLIC ACCESS AT 2222, HOWEVER, IS THE LESSER OF TWO EVILS. THE TXDOT ALTERNATIVE DESIGN THAT ALLOWS AN UNDERPASS FOR EMERGENCY SERVICES IS A SUITABLE OPTION FOR OUR NEIGHBORHOOD. SO TO MAKE MY POSITION CLEAR, I SUPPORT CLOSING LAKEWOOD DRIVE AT 2222. IF LAKEWOOD IS CLOSED AT THE SOUTH END OF 2222, I CAN LIVE WITH A THOUSAND MORE CARS DRIVING PAST MY -- A COUPLE THOUSAND MORE CARS LOW SPEED NEIGHBORHOOD TRAFFIC IN FRONT OF OUR HOUSES WITH THE NORTH END. I CANNOT FEEL SAFE WITH MANY MORE THOUSANDS OF CARS USING OUR NEIGHBORHOOD STREET AS A CUT THROUGH BETWEEN 2222 AND LOOP 360 AT HIGHER SPEEDS IF YOU BUILD THIS RAMP AND THE BRIDGE AT THE LOW WATER CROSSING. THOSE IN FAVOR OF THE RAMP TO KEEP LAKEWOOD OPEN AT 2222 CITE CONVENIENCE AS JUSTIFICATION. BUT HOW MANY ACCIDENTS CAN BE TOLERATED FOR THE SAKE OF CONVENIENCE FOR A FEW PEOPLE? MY YOUNG KIDS WALK OR RIDE THEIR BIKES DOWN LAKEWOOD FROM OUR HOUSE TO BULL CREEK PARK EVERY WEEK WITH NO SIDEWALKS, MIND YOU. HOW MANY PEDESTRIANS ARE BICYCLISTS MUST BE ENDANGERED FOR THE SAKE OF CONVENIENCE FOR A FEW PEOPLE. HOW MANY NEIGHBORHOOD HOMES MUST BE THRENTED FOR THE SAKE OF CONVENIENCE. I ASK YOU TO CONSIDER THIS DECISION AS A SAFETY CONCERN FIRST AND FOREMOST. NOT A MATTER OF CONVENIENT ACCESS TO 2222 FOR PEOPLE WHO ARE NOT EVEN NEARBY RESIDENTS DREAKTLY AFFECTED BY THE RAMP. THERE ARE EXISTING CONNECTIVITY ONGSES AVAILABLE FOR THEM. COUNCILMEMBER LEFFINGWELL HAD INQUIRED ABOUT THE FLOODPLAIN ON LAKEWOOD DRIVE. ALL OF LAKEWOOD IS IN A FLOODPLAIN. 2222 WOULD BE RAISED ABOVE THAT. LAKEWOOD, WHETHER THERE'S A RAMP OR NOT, WILL REMAIN IN THE FLOODPLAIN AND IN THE RARE EVENT OF A MAJOR FLOOD THERE WILL BE WATER AT THE BOTTOM OF THE RAMP, RENDERING IT USELESS FOR ACCESS TO LAKEWOOD FROM 2222

ANYWAY. FURTHER MORE THAN, BUILDING A PHONE 20-FOOT HIGH DAM BY 20 FEET WIDE WILL ACT AS A DAM TO FLOOD WATERS AS THE SPACE THAT IS CURRENTLY OPEN FOR FLOOD WATER FLOW IS FILLED IN WITH CONCRETE FOR THE RAMP. IN A CAN ONLY EXACERBATE THE LIKELIHOOD OF FLOODING OUR HOMES ON LAKEWOOD BEHIND THIS DAM.

Mayor Wynn: PLEASE CONCLUDE. YOUR TIME IS UP.

I'M WRAPPING UP. I'M ASKING EESM OF YOU, PLEASE DON'T BUILD WITH A DAM TO FLOOD OUR ROAMS. PLEASE DON'T ALLOW OUR STREET TO BECOME A CUT THROUGH OR AN OFF RACH BETWEEN 360 AND LOU TWOO 22. PLEASE CONSIDER THE GRAVITY OF YOUR DECISION AS IT CONCERNS SAFETY FIRST, THEN THE CHARACTER OF OUR NEIGHBORHOOD, BUT NOT THE TRIVIAL CONVENIENCE OF PEOPLE WHO DON'T LIVE THERE. I ASK YOU TO VOTE AGAINST THE RACH ON LAKEWOOD AND VOTE FOR THE TXDOT ALTERNATIVE WHICH ALLOWS THE UNDERPASS. THANK YOU.

Mayor Wynn: TOBY TYLER, TO BE FOLLOWED BY SHERYL MIDDLEMAN.

HI. I WANTED TO SAY I MOVED TO AUSTIN IN '73 AND THE FIRST HOUSE I LOOKED AT TO BUY BACKED OCCUPY BULL CREEK PARK AND WE PUT IN A BID AND IT HAD BEEN SOLD A HALF OUR HOUR EARLIER SO I WENT TO THE NEXT EXIT TO THE CITY ON WEST SLOPE DRIVE AND WE BOUGHT NEWSPAPER THERE. AND BACK THEN BOTH COMMUNITIES WERE THE SAME. THEY WERE UNDER 100 100 HOUSES WITH LIMITED ACCESS. WEST SLOPE DEAD-ENDED THREE BLOCKS AND THEN IT WAS TWO BLOCKS WIDE. UNFORTUNATELY THEY BUILT CAT MOUNTAIN AND IT'S A LOT OF TRAFFIC AND THE KIDS COULDN'T ARE RIDE THE BIKES ON THE MAIN ROAD ANYMORE. A SIMILAR THING HAS HAPPENED TO LAKEWOOD AND I APPRECIATE WHAT THEY'VE GONE TO. I'M REMINDED THROUGH THIS WHOLE DEBATE ABOUT THE RAMP CLOSINGS WHEN THEY BUILT MOPAC BECAUSE IT WAS BAD. EVERYONE DECIDED IT WASN'T, SOOND I'M JUST -- MY KIDS STILL AYE THE PARK REGULARLY. I WAS THERE TWO DAYS AGO FOR THIS SPECIOUS ARGUMENT ABOUT THE MASSIVE AMOUNT OF CARS GOING FROM ONE END TO THE OTHER. THEY SHOT THEMSELVES DOWN WHEN THEY SAID THE NORTHERN END OF THE ROAD IS SO WIGGILY IT'S SLOW. I WAS INTERVIEWED BY CHANNEL #- 8 TUESDAY AFTERNOON WHILE MY GRANDCHILD, WHO IS 6, HER FATHER USED TO GO TO THAT PARK WHEN HE WAS 7. THEY WERE INLT VIEWING ME ABOUT THE TRAFFIC, AND I SAID I'VE SEEN THREE CARS GO BY THE ENTIRE TIME YOU'RE INTERVIEWING ME. I WAS RIGHT NEXT TO BULL CREEK PARK. AND THEY WERE -- MOST OF THE CARS DON'T GO FROM 2222 TO LOOP 360. MOST OF THE TRAFFIC IN THERE CUTS UP NORTH INTO THE HILLS, WHICH WILL STILL HAPPEN UNFORTUNATELY. SO IT'S AN ARGUMENT THAT'S RATHER SPECIOUS THAT BECAUSE OF A NEW ROAD THAT TRAFFIC WILL INCREASE ON THAT STRETCH WHEN IF IT HASN'T SO FAR, IT WON'T UNLESS THE CITY DOES A LOT TO IMPROVE THE ROAD BETWEEN 2222 AND LOOP 360 AS A SHORTCUT. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, TOBY. SHERYL MIDDLEMAN, WELCOME. YOU WILL HAVE THREE

MINUTES. AND YOU WILL BE BE FOLLOWED BY BOB WOOD, WHO WILL BE FOLLOWEDLY LAUREN HEART.

I'LL MAKE THIS BRIEF. MAYOR, COUNCILMEMBERS, THANKS FOR HAVING US. IT'S BEEN A LONG NIGHT AND WE'VE LOST A LOT OF SUPPORT TONIGHT FROM OUR NEIGHBORS IN LAKEWOOD VILLAGE, A LOT OF ELDERLY PEOPLE WHO WERE HERE WHO HAD TO LEAVE AND A LOT OF PEOPLE WITH FAMILIES. SO I'M HERE FOR THOSE WHO ARE IN SUPPORT OF KEEPING THIS RAP IN PLACE WHO THINK THIS IS THE WHIM OF FOUR HOUSEHOLDS OR LESS. I HAVE 250 SIGNATURES IN OUR IMMEDIATE NEIGHBORHOOD THAT I WOULD LIKE TO PRESENT TO YOU.

Mayor Wynn: PLEASE DO. THANK YOU.

LASTLY I WOULD ASK THAT YOU PLEASE VOTE FOR THE UNDERPASS AND THE CLOSURE OF LAKEWOOD DRIVE. THANK YOU.

Mayor Wynn: WE WILL, THANK YOU. THANK YOU, SHERYL. I DO NOTE THAT FOLKS WHO ALL THROUGHOUT THE DAY HAD A CHANCE TO SIGN UP, SO OUR RECORD, OUR FORMAL RECORD WILL HAVE THE FOLKS SIGNING UP FOR AND AGAINST, ALTHOUGH IT'S NOT CLEAR PERFECTLY THAT YOU DON'T KNOW WHAT YOU'RE SIGNING UP FOR OR AGAINST WHAT. LET'S SEE, BOB WOOD. WELCOME, BOB. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY LAUREN HART.

THANK YOU, MAYOR AND CITY COUNCILMEMBERS FOR GIVING US AN OPPORTUNITY TO COME BY AND PRESENT OUR VIEWS BOTH SIDES OF THE ISSUE. I SUPPOSE THAT THE CITY STAFF HAS GIVEN YOU DOCUMENTATION THAT WE'VE SEEN TONIGHT. I HOPE YOU'LL LOOK AT THAT CAREFULLY. IT IS AVAILABLE AT THE NORTHWEST AREA CIVIC ASSOCIATION WEBSITE. THEY INITIALLY CAME OUT. I'M A MEMBER, A DUES PAYING MEMBER, I BELIEVE. HAVE BEEN FOR YEARS. I WAS BORN HERE, I'VE BEEN HIKING THESE HILLS ALL MY LIFE. I REMEMBER WHEN LAKEWOOD WAS TIBLGED PINK TO BE CONNECTED TO THE NEIGHBORHOOD THAT THEY NOW COMPLAIN ABOUT THE TRAFFIC COMING THROUGH. THIS IS A ROAD TO A PUBLIC PARK. TO TALK ABOUT REDUCING CONNECTIVITY IN A CITY LIKE THE CITY OF AUSTIN THAT'S GROWING BY LEAPS AND BOUNDS EVERYDAY IS BEYOND MY WILDEST IMAGINATION. I OPPOSE CLOSING ANY STREET, AND ESPECIALLY LAKEWOOD AT 2222. IT IS A VITAL RELIEF VALVE FOR THE PEOPLE THAT WORK AND RECREATE IN THAT AREA. IT'S A ROAD TO A PUBLIC PARK. IT HAS BEEN FOR 40 YEARS. IS THE THOUGHT OF... OF DIVERTING BETTER THAN HALF OF THE TRAFFIC THAT COMES THROUGH THERE TO THE RIGHT OR TO THE NORTH AND SENDING IT THROUGH THE CREEK, YEAH, MAYBE YOU'LL BUILD A BRIDGE ONE OF THESE DAYS, BUT THE BRIDGE WILL GET WASHED OF AS IT HAS IN THE PAST. THERE WAS A PEDESTRIAN BRIDGE THERE THAT THE CITY BUILT. WHERE THE CREEK BENDS AND I HOPE YOU'LL TAKE A LOOK AT THAT. I DON'T HAVE FANCY POSTERS OR STICKERS, BUT THE BOTTOM LINE IS YOU WILL BE SENDING A TREMENDOUS AMOUNT OF THAT TRAFFIC TOWARDS LOOP 360 THROUGH THE CREEK ON A WINDY ROAD AS OTHER

PEOPLE HAVE SAID, THAT WILL COME UP TO AN INTERSECTION THAT BACK UP ALREADY, AND YOU WILL BE SENDING AT LEAST TWICE AS MUCH TRAFFIC, AND I SUSPECT FAR MORE THAN THAT. AND AT HIGH TRAFFIC TIMES, IT WILL BACK UP I WOULD SUSPECT BACK THROUGH THE CREEK AND THAT LIGHT THERE IS NOT THE LIGHT AT LOOP 360 AND LAKEWOOD ON THE NORTH END IS -- IT TAKES A LOT OF TIME TO GET THROUGH THERE. [BUZZER SOUNDS] AND DURING HIGH TRAFFIC TIMES IT WILL JUST BE A MESS. AND I BEG YOU TO END THIS. WE KEEP GOING THROUGH THIS EVERY YEAR, THEM TRYING TO CLOSE SOMETHING DOWN THERE. I HOPE THAT TONIGHT YOU CAN PUT AN END TO THIS BECAUSE WE HAVE TO KEEP SPENDING OUR TIME DEALING WITH THIS. THANK YOU. LAUREN HART, YOU WILL BE FOLLOWED BY MICHELLE WHORL.

GOOD EVENING, OR GOOD MORNING ALMOST. MY NAME IS LAUREN HART AND I'M 51 YEARS OLD AND I'VE LIVED IN NORTHWEST HILLS MY ENTIRE LIFE. MY GRANDFATHER HELPED DEVELOP NORTHWEST HILLS AND I HAVE BEEN SO PROUD TO BE A RESIDENT OF THIS NEIGHBORHOOD. HOWEVER THIS PROPOSAL TO CLOSE LAKEWOOD DRIVE TONIGHT SAD ENS ME. CLOSING IT IS A HUGE MISTAKE. I AM FOR KEEPING LAKEWOOD DRIVE OPEN WITH THE RAMP. OUR FAMILY HAS USED THIS ROAD FOAFERD MANY YEARS. MY DAD USES IT TO GET TO AND FROM HIS OFFICE ON 2222 EVERYDAY. MY MOM AND NOW MY SISTERS AND I THAT CAN DRIVE, THAT IS, USE IT TO GET THROUGH THE NEIGHBORHOODS AND TO OUR FRIENDS' HOUSE S TO JESTER, WESTLAKE AND THE CHOWRT YARD. AT NIGHT MY FAMILY USES LAKEWOOD DRIVEN TRANS OFF OF 2222 AS AN ALTERNATIVE TO THE DARK AND SCARY LOW WATER CROSSING AT THE PARK. AUSTIN'S TRAFFIC HAS INCREASED OVER THE YEARS AS MORE PEOPLE HAVE MOVED HERE AND DON'T NEED TO CLOSE ANY MORE ROADS. WE NEED TO KEEP AND EVEN ADD MORE ROADS AND ROUTES FOR AUSTIN.....AUSTINITES LIKE ANY SELF. WHAT SOME PEOPLE IN THIS ROOM DON'T SEEM TO UNDERSTAND IS THAT BY CLOSING THIS ROAD THAT MANY PEOPLE USE EVERYDAY IT WILL CON JEST OTHER AREAS AND INCREASE THE TIME THAT AUSTINITES ARE IN THEIR AUTOMOBILES AS WELL AS THE SAFETY OF THE NORTHWEST HILLS RESIDENTS LIKE MYSELF THAT WE WENT OVER EARLIER. KEEP BE LAKEWOOD DRIVE OPEN WILL ONLY BENEFIT THE DRENTSES OF LAKEWOOD HILLS AS WELL AS OTHER AUSTINITES. PLEASE KEEP LAKEWOOD DRIVE OPEN. THANK YOU. CHAP CLAP..... [APPLAUSE]

Mayor Wynn: MICHELLE WHORL. WELCOME. IS JAY PODDLENECK HERE. HE WAS WANTED TO DONATE HIS TIME TO YOU, BUT YOU WILL HAVE TREE MINUTES OTHERWISE.

GOOD EVENING, MANOR AND CITY COUNCILMEMBERS. MY NAME IS MICHELLE WHORL AND I'M HERE TO EXPRESS MY FAMILY'S AND MY NEIGHBOR'S OPEN STOIGHTS PROPOSED RAMP ON LAKEWOOD DRIVE. WHEN I WAS A U.T. STUDENT IN THE 70'S WE WOULD DRIVE OUT TO BULL CREEK TO SWIM. NOW I WOULD SOMETIMES HESITATE TO PUT MY BIG TOE INTO THE WATER. WE FEEL THAT THIS HUGE RAMP WOULD FURTHER DID HE GRADE THIS RARE, BEAUTIFUL AUSTIN JIEWG THAT INCLUDES AN INCREDIBLE WATERFALL, IMPRESSIVE LIMESTONE CLIFFS AND SOOTHING WATER. AUSTIN IS RUNNING OUT OF THESE GIFTS OF NATURAL FWIEWT AND IT MAKES NO SENSE TO PAVE OVER THIS ONE TOO. THE SECOND

ISSUE OF CONCERN IS OBVIOUSLY INCREASED TRAFFIC IN OUR NEIGHBORHOOD. WE FEEL THAT THIS RACH WOULD BE --

Mayor Wynn: IF YOU COULD SPEAK CLOSER INTO THE MICROPHONE.

SORRY. IT WOULD BE A GREEN LIGHT TO -- FOR TRAFFIC TO RACE THROUGH OUR HOMES AS THEY GET FROM FAR WEST TO 2222 AND LOOP 360. I'D LIKE TO MAKE TWO MORE POINTS. I TALKED TO SEVERAL HOMEOWNERS IN MY NEIGHBORHOOD SEPARATELY TODAY WHO ACTUALLY OOPS THE RACH. THEY SIGNED THE PRO RAMP PETITION MISTAKENLY BECAUSE IT SAID -- BECAUSE IT SAID IT WOULD KEEP LAKEWOOD DRIVE OPEN. THEY TOOK THIS TO MEAN THE -- IS THAT THIS WOULD KEEP THE INTERSECTION AS IT IS CURRENTLY. SIGNING THE PRO RAMP PETITION WAS NOT THEIR INTENT AND THEY WERE DISMAYED TO HAVE DONE SO. THE PRO RAMP PEOPLE I'VE SEEN HERE TONIGHT DO NOT LIVE ON STREETS THAT ARE AFFECTED BY THE INCREASED TRAFFIC. MR. CLAWSON SUGGESTED THAT THE CLOSURE WOULD CREATE A CUL-DE-SAC FOR ABOUT FOUR HOUSES. I WOULD LIKE TO POINT OUT THAT HE LIVES ON A CUL-DE-SAC WITH ABOUT FOUR HOUSES. [APPLAUSE] WHY NOT ELEVATE THE EMERGENCY UNDERPASS SO THAT IT IS NOT IN A FLOOD LEVEL. THAT'S ENTIRELY POSSIBLE. AND WHY NOT MOVE THE GATE SO THAT IT WOULD NOT BE AFFECTED BY THE PROBLEMS BE THAT WERE SUGGESTED TONIGHT? I ENCOURAGE YOU AND ALMOST ALL OF OUR NEIGHBORS IN OUR NEIGHBORHOOD ASK THAT YOU ALLEVIATE THIS PROBLEM, CREATE A A VIABLE EECHT WEST THOROUGHFARE IN AUSTIN SO WE'RE NOT DEALING WITH THIS NITPICKY TRAFFIC PROBLEMS ON LITTLE STREETS THAT AREN'T DESIGNED TO HANDLE THEM. THANK YOU.

Mayor Wynn: THANK YOU. JOHN I GUESS NAISHIO TOLL FOLLOWED BY CAROL TOMLINSON. WELCOME. SOME FOLKS EARLIER WANTED TO DONATE TIME TO YOU. IS PAMELA BAUSERT STILL HERE? HOW ABOUT TED WHITE OR DAVID CETLER?

HE HAD TO LEAVE.

WILL THREE MINUTE WORK FOR YOU?

YES.

HI, COUNCILMEMBERS, MAYOR. I'VE LIVED IN THIS NEIGHBORHOOD. I LIVE IN SPRUCEWOOD, WHICH IS ONE STREET ABOVE LAKEWOOD. I'VE BEEN THERE FOR 16 YEARS NOW AND SEEN A LOT OF CHANGES. WHEN I MOVED THERE IT WAS CONSIDERED THE COUNTRY. MY FRIENDS WOULDN'T VISIT ME THERE. THEY THOUGHT I LIVED TOO FAR AWAY. ANYWAY, I'M NOT HERE, I'M OPPOSED TO THE RACH, BUT I'M NOT HERE BECAUSE OF AESTHETIC OR VOLUME REASONS, I'M HERE BECAUSE OF THE FUTURE, THE SAFETY AND THE NEIGHBORHOOD PLAN FOR THE RAMP. WE KNOW THAT IT DOESN'T REALLY HAVE A LONG-TERM FUTURE BECAUSE THERE'S GOING TO BE HIGHER FLOW COMING DOWN 2222 AND THERE'S GOING TO BE CHANGES TO IT. WE KNOW THAT THERE ARE SAFETY ISSUES THERE

AND THERE HAVE BEEN STATISTICS ABOUT THAT THAT HAVEN'T COME UP TODAY, ONE OF THEM IS THE NUMBER OF CARS THAT HAVE GONE OFF THE ROAD THERE AT THE LAKEWOOD EXIT AT 2222. WE'VE -- YOU'RE PROBABLY AWARE OF THE BLINKING YELLOW LIGHT THERE RIGHT ACROSS FROM THE COUNTY LINE THAT TELLS THEAFERB THE STREET'S COMING UP, BUT THERE'S A NUMBER BE OF PEOPLE, HUGE NUMBER OF PEOPLE WHO HAVEN'T SEEN THAT AND WHO AS A RESULT HAVE ENDED UP IN THE CREEK THERE. FORTUNATELY THEY HAVE A SOFT LANDING BECAUSE THE CREEK'S NOT VERY FAR DOWN NOW. I'M CONCERNED THAT IF THIS RARP GOES IN THEY WILL HAVE A HARD LANDING AND WE'LL START SEEING WHITE CROSSES POPPING UP THERE. SO LIKE EVERYONE ELSE, I'D LIKE TO USE THAT INTERSECTION, BUT I'M VERY CONCERNED ABOUT THE SAFETY OF IT AND THE DAING DANGERS SURROUNDING IT. I'VE BEEN HIT THERE TWICE MYSELF IN RECENT YEARS. SO I THINK THAT THE PROPER SOLUTION IS TO CLOSE THE RAMP AND PUT THE UNDERPASS IN. I WOULD LIKE TO SEE TXDOT AND THE CITY WORK A LITTLE HARDER ON THAT SOLUTION BECAUSE IT OCCURS TO ME THAT IF YOU CAN PUT AN UNDERPASS IN YOU CAN PUT LAKEWOOD UNDER 2222 AND HAVE LAKEWOOD CAME OUT ON THE OTHER SIDE OF 2222 AND SOLVE BOTH THE PROBLEMS OF BOTH NEIGHBORHOOD CONCERNS BY LEAVING LAKEWOOD OPEN, BUT NOT HAVING THE RAMP DOWN INTO THE NEIGHBORHOOD. AS WELL IT COULD SOLVE THE FLOOBT FIRE STATION I THINK IS GOING TO HAVE AS THE TRAFFIC GETS BACKED UP ON 2222 FOR AT LEAST A MILE IN BOTH DIRECTIONS, AS WAS MENTIONED EARLIER, I DON'T KNOW HOW THE E.M.S. WILL GET THROUGH THAT GRIDLOCK ANYWAY BECAUSE THERE ARE NO FRONTAGE LOADS RHODES AND NO WAY TO GET INTO OUR NEIGHBORHOOD. THEY'RE BUILT ON THE WRONG SIDE OF THE ROAD TO BEGIN WITH, SO BY PUTTING THE UNDERPASS IN AND MAKING IT A FULL-TIME TWO WAY ROAD WITHOUT A GATE WE WOULD EFFECTIVELY HAVE TO PUT THE FIRE STATION ON THE RIGHT SIDE OF THE ROAD AND RESOLVED ALL OF THE CONCERNS. SO I GUESS MY REQUEST IS THAT A LITTLE MORE WORK BE DONE BIB THE CITY AND TXDOT FOR A SOLUTION THAT COULD SOLVE EVERYONE'S PROBLEMS OF 'S PROBLEMS.

Mayor Wynn: WELCOME BACK, CAROL. LONG TIME, NO SEE. FOLKS WANTED TO DONATE TIME TO YOU S MARGARET SPILLMAN STILL HERE? OR JEFF HANCOCK? HI, JEFF. MARJORIE BOUNDS? SO CAROL, CAN YOU GET BY WITH SIX MINUTES?

SURE.

[INAUDIBLE - NO MIC].

MY HUSBAND JUST DONATED TIME TO ME. I WON'T NEED IT, BUT THANK YOU, PETER. MY NAME IS CAROL TOREGENSON, MANY BE OF YOU KNOW ME AS THE TXDOT LAY LOOE ASON TO THE 2222 CONA, A COLLECTION OF NEIGHBORHOOD ASSOCIATIONS THASH WEST OF LOOP 360 AND THEREFORE NOT DIRECTLY INVOLVED IN THIS CONTROVERSY. I AM NOT HERE TONIGHT REPRESENTING 2222 CONA. I AM HERE TO SPEAK WITH THE EXPERIENCE AND KNOWLEDGE I'VE GAINED IN MY ROLE, BUT AGAIN I'M NOT SPEAKING FOR CONA. I'M CONCERNED ABOUT THE SAFETY AT THE INTERSECTION OF 2222 AND LAKEWOOD AND I

HAVE BEEN ALL ALONG. AND I'VE BEEN PRIVY TO A LOT OF INFORMATION ABOUT TXDOT'S PLANS FOR LOOP 360 AND 2222, THE INTERSECTION, AND I DON'T BELIEVE THAT THE LAKEWOOD RAMP IS A VIABLE ALTERNATIVE FOR THE FUTURE AS HAS BEEN DISCUSSED BY SOMEONE BEFORE ME BECAUSE OF TXDOT'S LONG-TERM PLANS TO IMPROVE THAT INTERSECTION. THERE WILL EVENTUALLY HAVE TO BE FLYOVERS AND THEY WILL INTERFERE WITH LAKEWOOD. IF WE'RE GOING TO CLOSE LAKEWOOD THIS IS THE TIME TO DO IT. I'M VERY MUCH IN FAVOR OF THE UNDERPASS AND I AM VERY CONFUSED FRANKLY ABOUT THE STAFF REPORT AND SOME OF THE COMMENTS THAT WERE MADE EARLIER. IF LAKEWOOD FLOODS, IF LAKEWOOD DRIVE FLOODS, THEN OF COURSE IT DOESN'T MATTER IF YOU HAVE AN UNDERPASS ACCESS OR A RAMP. IF THE STREET IS CLOSED IT'S CLOSED. [APPLAUSE] SO IF THERE'S A FLOOD, THEN THE ONLY WAY EMERGENCY ACCESS WILL BE PROVIDED IS THROUGH ALTERNATIVE STREETS COMING IN FROM THE CAT MOUNTAIN SIDE. SO I DON'T SEE THAT THAT IS -- THAT'S A DETERRENT TO HAVING THE UNDERPASS GENERALLY AVAILABLE. AND FRANKLY, IF I LIVED IN THIS NEIGHBORHOOD, WHICH I DO NOT, AND I HAD A HEART ATTACK AT 5:45 IN THE EVENING ACTION I WOULD BE MUCH HAPPIER KNOWING THAT PEOPLE COULD USE THE UNDERPASS AND NOT HAVE TO DIG THROUGH THE TRAFFIC ON 2222 TO TRY TO GET TO ME, WHICH WOULD PROBABLY CAUSE MORE OF A DELAY THAN IF THEY CAME FROM SOME OTHER LOCATION IN THE FIRST PLACE. SO I HAVE OTHER CONCERNS ABOUT THE SAFETY, THOUGH. ONE -- I THINK ONE OF THE PROBLEMS WE'RE DEALING WITH WITH TALKING ABOUT DRIVING THROUGH THE NEIGHBORHOOD IS BECAUSE OF THE PLANS THE CITY HAS TO PUT A BRIDGE OVER THE CREEK IN THE PARK. MY UNDERSTANDING IS THAT'S A DONE DEAL. IT IS WHEN THAT BRIDGE IS IN PLACE, IF THE RAMP IS IN PLACE, THAT IT WILL BECOME A BYPASS FROM LOOP 360 -- FROM 2222 TO LOOP 360 NORTHBOUND. THAT IS WHAT EVERYONE'S CONCERNED ABOUT AND FRANKLY THAT IS WHAT I'M CONCERNED ABOUT AS SOMEONE WHO IS INVOLVED WITH TRAFFIC ISSUES IN THIS NEIGHBORHOOD IN GENERAL. THE PROBLEM WITH THE RAMP SNTS JUST THE RAMP, BUT IT'S THE SAID DEDICATED LEFT TURN LANE THAT TXDOT IS RIGHTFULLY GOING TO ADD. RIGHT NOW THERE ARE A LOT OF PEOPLE WHO DON'T TURN LEFT ON TO LAKEWOOD DRIVE BECAUSE IT'S SO INCREDIBLY DANGEROUS. THERE ARE REAR ENDERS THERE ALL THE TIME. BUT WHEN HAVE YOU A DEDICATED LEFT TURN LANE IT WILL ENCOURAGE MORE PEOPLE TO TURN INTO THAT NEIGHBORHOOD. IT'S GOING TO MAKE IT MORE ACCESSIBLE IF YOU WILL TO PEOPLE ON 2222. I'M CONCERNED THAT THAT'S GOING TO INCREASE THE TRAFFIC INTO THAT NEIGHBORHOOD. ANOTHER PART THAT HASN'T BEEN DISCUSSED TOO MUCH TONIGHT IS THE CUT THROUGH TRAFFIC BETWEEN LAKEWOOD AND FAR WEST. I LIVE IN LONG CANYON, WHICH IS WEST OF 360. EVERYONE OUT IN MY AREA OF TOWN CUTS THROUGH THE NEIGHBORHOOD TO GET TO FAR WEST BECAUSE THAT'S WHERE OUR POST OFFICE IS, OUR LIBRARY IS THERE. A LOT OF US HAVE SHOPPING AND BANKS THERE. DI THAT FOR FOUR YEARS UNTIL I BECAME AWARE OF THIS NEIGHBORHOOD CONTROVERSY AND THEN I TOOK A HARD LOOK AT WHAT I WAS DOING. I REALIZED THAT I WAS ONE OF THOSE GUILTY PARTIES WHO FOR MY OWN CONVENIENCE ZIGZAGGED THROUGH THAT NEIGHBORHOOD BE WITHOUT REGARD FOR THE LITTLE TEENY, NARROW RESIDENTIAL STREETS. SO NOW I DON'T DO THAT ANYMORE. [APPLAUSE] IT'S AN INCONVENIENCE TO

ME, BUT WITH I DON'T DO IT ANYMORE. IF I CANNOT DO IT, OTHER PEOPLE CANNOT DO IT. AND THE PROBLEM ISN'T JUST THE NUMBERS OF PEOPLE. I'VE TALKED TO THE PUBLIC WORKS DEPARTMENT AND THEY TELL ME THAT THE NUMBERS ARE ACCEPTABLE. WHAT IS NOT IS THE PATTERN OF THE DRIVERS. THEY RUN STOP SIGNS, CUT CORNERS AND SPEED. THE GENTLEMAN FROM LEMONWOOD, WHICH IS ONE OF THE CUT THROUGH STREETS, I HAVE HEARD HIS PAIB AND HAD MORE NEAR MISSES FOR ACCIDENTS CUTTING THRU THAT NEIGHBORHOOD THAN I HAVE ON 2222, AND THAT'S A FACT. BY CLOSING THE ENTRANCE TO LAKEWOOD AT 2222 AND BUILDING THE BRIDGE AND USING THE MAIN ENTRANCE TO LAKEWOOD FROM 360, WHICH IS MORE ACCESSIBLE TO THE PARK IN TERMS OF LOCALE ANYWAY, IT WILL DISCOURAGE PEOPLE FROM CUTTING THROUGH THE NEIGHBORHOOD. PEOPLE FROM WHERE I LIVE ARE NOT GOING TO BOTHER GOING IN ON THE NORTH END OF LAKEWOOD. THEY'RE GOING TO GO UP TO SPICEWOOD SPRINGS OR AROUND TO MESA AND GO 2222 TO MOPAC AND COME FROM THAT DIRECTION. TRAFFIC WILL GET DIVERTED. THERE'S NO WAY THAT CAN BE AVOIDED. BUT THAT TRAFFIC WON'T BE CUTTING THROUGH LITTLE TEENY, NARROW RESIDENTIAL NEIGHBORHOODS WHERE CHILDREN ARE PLAYING AND WHERE PEOPLE DRIVE IT LIKE IT'S AN OBSTACLE COURSE RATHER THAN A RESIDENTIAL NEIGHBORHOOD. I THINK THE OVERALL SAFETY OF THE NEIGHBORHOOD, THE OVERALL SAFETY OF PEOPLE TRYING TO GO DOWN 2222 WILL BE IMPROVED BY NOT HAVING THAT DRIVEWAY EXIT THERE FROM LAKEWOOD. I SUPPORT THE NEIGHBORHOOD'S DESIRE FOR THE UNDERPASS. [APPLAUSE]

Mayor Wynn: (INDISCERNIBLE). INJURY UN. SORRY FOR THE MISS PRO NONE PRONUNCIATION.

BEFORE MY TIME STARTS, ARE THERE ANY QUESTIONS WE CAN ASK?

...ARE YOU GOING TO MAKE THE DECISION RIGHT NOW?

...

Mayor Wynn: NOT NECESSARILY.

FIRST OF ALL, THIS IS AN EMOTIONAL DECISION AND IT'S LATE SOOND IT'S LATE AND EMOTIONAL. I CIAL APPRECIATE YOU PAYING THE ATTENTION HAVE YOU BECAUSE IT'S A REALLY INCREDIBLY COMPLEX ISSUE. HOW MANY OF YOU HAVE BEEN ON LAKEWOOD DRIVE IN THE LAST MONTH? YOU KNOW WHAT IT'S LIKE. THE PEOPLE THAT ARE HERE ARE NOT THE PROBLEM. WE CAR POOL WITH THE HATS UP AND DOWN THE HILL, SO WE KNOW WHAT THEY'RE GOING THROUGH AND WE SHARE THAT. IF IT WAS ONLY THE 400 CARS COMING THROUGH, THAT WOULD ONLY BE 800 TRIPS A DAY. WELL, WHERE ARE THE OTHERS THAT MAKE UP THE 2500? THOSE ARE THE PEOPLE THAT ARE NOT HERE? THEY LIVE OCCUPY THE NEW LOVE -- LIVE OCCUPY THE NEW LOVELY APARTMENT COMPLEX. THEY LIVE ON THE WEST SIDE OF LAKEWOOD. THEY LIVE IN JESTER ESTATES AND ALL THEY DO IS CUT THROUGH. SO I UNDERSTAND YOU THAT WANT CONVENIENCE YOU ONLY SEE THAT LITTLE

STRIP WHEN YOU CUT THROUGH. THE ONES THAT WANT IT CLOSED ARE THE ONES THAT HEAR THE WHEELS SQUEALING AT NIGHT WHEN PEOPLE WHO DO NOT LIVE IN THAT NEIGHBORHOOD CUT UP THAT HILL. AND ON SATURDAY MORNINGS WHEN THE MOTORCYCLES COME THROUGH AND ON ALL THESE DAYS WHEN WH PEOPLE WHO ARE IN THE FROM THAT NEIGHBORHOOD. WHAT'S HAPPENING IS YOU'RE TURNING WHAT USED TO BE A VERY RURAL NEIGHBORHOOD INTO AN INNER CITY NEIGHBORHOOD. YOU'RE TURNING A RURAL NEIGHBORHOOD INTO AN INNER CITY NEIGHBORHOOD, A RURAL TO INNER CITY NEIGHBORHOOD. I UNDERSTAND THAT'S NECESSARY, BUT WE'RE TRYING TO MAKE IT A POSSIBLE. IF WE COULD ENSURE THAT ONLY THE 400 FAMILIES THAT ARE HERE WERE THE ONES PASSING THROUGH, I WOULD SAY YAHOO, WE'RE OKAY. BUT THE MORE THAT MOVED INTO AUSTIN, THE MORE RUDE THEY ARE. MR. CLAWSON IS RIGHT, WHEN THEY WANT TO GO FARTHER ACROSS, THEY'RE GOING TO GO FASTER. AND BY THE WAY, WHILE THE CONSTRUCTION IS GOING ON, WE'RE ALL GOING TO GO THAT WAY FOR A YEAR AND A HALF. [APPLAUSE] SO YOU'RE GOING TO GET USED TO WHAT IT FEELS LIKE AND IT'S GOING TO BE A VERY COMMON PATTERN. SO WHEN THEY FINALLY GET IT OPEN, NOW YOU WILL GO BACK AND MAKE YOUR LEFT-HAND TURN GOING BACK EAST ON 2222? I DON'T THINK SO. THIS IS A COMPLEX ISSUE AND IT HAPPENS WHEN CITIES CHANGE DRAMATICALLY AND IF WE WERE ALL NEIGHBORS, WHICH WE ARE, THAT'S WHY IT'S SO DIFFICULT FOR US TO BE SO CONTENTIOUS WITH ONE ANOTHER BECAUSE HE HAVE BEEN PRETTY MUCH ON THE SAME SIDE OF THESE ISSUES IN THE PAST. BUT NOW A LITTLE A DIFFICULT ISSUE AND THE COMPROMISE IS THE UNDERPASS AND I'VE NEVER HEARD A CITY COUNCIL LISTEN TO THEIR OWN STAFF SAY WE'RE ONLY GOING TO TELL YOU WHAT HAPPENS IF THE BRIDGE BREAKS OR IF THE GATE BREAKS AS IF OUR FIREMEN CAN'T KEEP EQUIPMENT RUNNING.IONALS AT KEEPING MACHINES RUNNING. I DON'T KNOW WHY A GATE WOULD BE THAT MUCH TROUBLE.

McCracken: IS THAT RIGHT, MIKE?

THAT FIR STATION IS -- THAT IS RAPID WATER, DEEP WATER, IT'S HIGH. IT'S RURAL, IT'S FOREST. IT'S ERING. [BUZZER SOUNDS] AND WE'RE GLAD THAT THEY'RE THERE, BUT SAFETY IS GETTING US THROUGH THE NEIGHBORHOOD, GETTING THE ACCESS TIME. AND WE CAN COOPERATE ON THAT, BUT IT'S THE FOLKS THAT ARE SCREAMING THROUGH THAT NEIGHBORHOOD AND YOU'VE GOT TO BE THERE LISTENING AT NIGHT, HEARING THOSE CARS SCREAM THROUGH. WE'RE THE ONES WHO GET OUR PITS KILLED, WE'RE THE ONES THAT WALK OUR CHILDREN THERE, WE'RE THE ONES THAT TAKE CAN YOU BE SCOUTS AND RELATIVES FROM OUT OF DOWNTOWN TO THE PARK. AND IT'S SCARY. NOT THESE FOLKS BECAUSE THESE ARE OUR NEIGHBORS. BUT THE PEOPLE THAT ARE NOT HERE THAT HAVE OTHER 20 WHATEVER -- WHAT ARE THE NUMBER IS THAT'S MAKING THOSE DAYS THROUGH. I APPRECIATE YOUR CONSIDERATION. I THINK IT NEEDS MORE STUDY. THERE ARE SAFETY ISSUES ON THAT 2222 THAT WERE NOT RAISED, THEY WERE NOT HERE. THE ACCIDENTS THERE. ANYBODY WHO LIKES TO MAKE THAT LEFT-HAND TURN, I'M SORRY GETTING OUT ON 2222. IT'S A DIFFICULT SITUATION. I APPRECIATE YOUR DILIGENCE, I APPRECIATE YOU BEING HERE LATE. AND WE DON'T NEED TO FIGHT OVER THIS. THIS WILL BE DIFFICULT NO MATTER

WHAT WE DO. MOMENT POOEM ARE COMING AND THIS IS -- WE'RE NOT UPSET WITH THE FOLK WHO WANT THIS OPEN THAT ARE HERE. WE'VE BEEN CONCERNED ABOUT THE PEOPLE THAT ARE NOT H H H H H H H H OUR NEIGHBORHOOD AS IF IT'S A RUNWAY. [APPLAUSE]

Mayor Wynn: THANK YOU. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

WHAT I HAVE TO ASK IS HOW DID A BUNCH OF LITTLE ROADS IN THE BACK OF NORTHWEST HILLS WIND UP BECOMING A MAJOR THOROUGHFARE. THIS IS THE ISSUE. ON THE LSD ROUTE. WHICH MIGHT AS WELL BE CALLED THE HOCHIMEN TRAIL. THIS CAME ABOUT BY NOT BUILDING OTHER ROUTES, WE HAVE TRANSFERRED THE PROBLEM THAT WE ARE NOW DEALING WITH. THERE NEEDS TO BE AN ENGINEERED SOLUTION. AND -- AND, YOU KNOW, I MENTIONED THE LSD TURN, SPICEWOOD DRIFT WOOD TO HELP YOU FIGURE OUT HOW TO GET THROUGH THIS NEIGHBORHOOD. MOST OF THE PEOPLE OF AUSTIN KNOW THERE'S A ROUTE THERE, BUT THEY DON'T KNOW HOW TO GET THROUGH. BUT THEY TRY ANYWAY. NOW, IT JUST SO HAPPENS THAT'S ONE OF THE VARIOUS PATHS AND THERE ARE LOTS OF CUL DE SACS, EVERY DAY HUNDREDS OF CARS ATTEMPTING TO GO THROUGH THAT NEIGHBORHOOD GET LOST. AND THEY WIND UP ON EVERY SINGLE CUL DE SAC, INCLUDING MY OWN. HUNDREDS OF CARS CAME DOWN TO THE END OF OUR VISTA RIDGE NEIGHBORHOOD. WHEN THEY CAN'T GET TO THIRD, THEY GET -- TO THRIRZ, THEY GET PISTED OUT, DRIVE OUT AT HIGH SPEED, REGARDLESS OF THE RECKLESSNESS, CHILDREN, WHOEVER ELSE MAY BE IN THEIR WAY. YOU DO HAVE A MAJOR THOROUGHFARE ON YOUR HANDS NOW. BY AUTHORIZING THIS RAMP YOU WILL BE SANCTIONING AN AND INSTITUTIONALIZING THE PEPPER SITUATION AND FUTURE GROWTH OF THIS THOROUGHFARE. ARE YOU THEN PREPARED TO TAKE ON THE ADDITIONAL COSTS OF MAINTAINING THE -- THIS THOROUGHFARE TO THE STANDARDS OF THE PUBLIC WORKS DEPARTMENT WHICH THEY HAVE NOW, THERE ARE GUIDELINES WHICH -- WHICH BY THE WAY RECOMMEND AGAINST -- AGAINST SENDING THROUGH TRAFFIC ON LOCAL STREETS. [APPLAUSE] SO THIS IS A COST ISSUE AS WELL. WHO IS GOING TO BEAR THE COST OF -- OF MAKING THIS ROUTE, WHICH BY THE WAY IS ABSOLUTELY ABSURD WHEN YOU LOOK AT IT. THROUGH THE SMALL NEIGHBORHOODS. WHO IS GOING TO MAINTAIN THE COST OF BRINGING THIS UP TO CODE AND KEEPING IT THAT WAY SO IT WILL BE SAFE FOR ALL USERS? I THINK THAT YOU HAVE A LARGER ISSUE THAT NEEDS TO BE LOOKED AT. THERE IS A TREMENDOUS DEMAND OF TRAFFIC THAT NEEDS TO GET THROUGH FROM ONE SIDE OF TOWN TO THE OTHER THERE'S A GAP IN THE PLANNING. IF -- IS IT POSSIBLE TO BRING UP JUST FOR A SECOND THAT [INAUDIBLE - NO MIC]

Mayor Wynn: YOU HAVE TWO AND 27 SECONDS.

WELL, MY POINT IS THIS. IF YOU LOOK AT THAT MAP, AND YOU WILL HAVE AN OPPORTUNITY TO, AND TRY TO FIGURE OUT WHAT HAPPENS AFTER YOU GET TO THE END OF FAR WEST, AND YOU LOOK AT THE MAZE OF ROUTES. [INAUDIBLE - NO MIC] THAT'S ALL RIGHT. AH. THAT'S IT. OKAY. IF YOU LOOK AT THE -- AT THE CUT THROUGH FROM THE END OF FAR WEST, WHICH IS OVER HERE AND THROUGH THIS NEIGHBORHOOD DOWN TO THAT STAR

WHERE IT IS, THERE ARE A PLETHORA OF TINY ROADS WHICH WOULD BE SMALL STREETS IN ANY NEIGHBORHOOD.

TURN YOUR MIC ON.

OKAY. IMAGINE HOW WE GOT HERE. THIS IS WHAT I WANT YOU TO CONSIDER. YOU HAVE A BAD SITUATION, YOU ALREADY HAVE A.. A FIRE, DON'T THROW GASOLINE ON IT BY ADDING A RAMP. THANK YOU. [APPLAUSE]

THANK YOU, MR. STEWART. JERRY LEVINSON, WISHING TO SPEAK. DAVID SWEDLOW. WELCOME, THREE MINUTES, FOLLOWED BY RAUL ZIGELBAM.

THANK YOU FOR STAYING LATE. I APOLOGIZE FOR KEEPING US ALL SO LONG, I WILL BE VERY QUICK. IT KILLS ME TO BE ON EITHER SIDE OF THIS REALLY. I MEAN I HATE HEARING OUR NEIGHBORS BICKER ABOUT THIS TOPIC. JUST TO REITERATE WHAT WAS SAID LAST. THE NUMBER OF PEOPLE WHO COME THROUGH THE NEIGHBORHOOD LOST WHO DON'T KNOW WHERE THEY ARE GOING IS -- IS PRETTY FRIGHTENING. PEOPLE -- I HAVE WALKED WITH MY CHILDREN OUT THERE WHERE PEOPLE ARE LOST AND SPEED OUT OF THE NEIGHBORHOOD VERY QUICKLY. I'M MORE WORRIED ABOUT OUR SAFETY BY THE PEOPLE WHO WANDER THROUGH THAT NEIGHBORHOOD LOST THAN I AM BY THE -- THE ACCESS TO 2222 BY THE FIRE DEPARTMENT. I DO THINK THAT UNDERPASS IS A GOOD OPTION AND I THINK THAT WORKS OUT WELL, IF -- I WAS SURPRISED TO HEAR TONIGHT THAT THE -- THE GATE WOULD BE A PROBLEM. SO I KNOW THAT IT'S A COMPLEX ISSUE. I -- AND I DON'T ENVY THE DECISION THAT YOU HAVE. BUT DO JUST WISH THAT -- THAT -- THAT I WANT TO MAKE SURE THAT THE PEOPLE WHO GO THROUGH THE NEIGHBORHOOD, THAT PEOPLE GO THROUGH THE NEIGHBORHOOD ARE THE PEOPLE WHO THRIF THERE AND WHATEVER WE CAN DO TO MAKE SURE THAT'S SAFE. THAT'S ALL.

Mayor Wynn: THANK YOU, DAVID. [APPLAUSE] SO RAUL ZIG ELBAUM, NOT EVEN CLOSE? BETTER THAN [INDISCERNIBLE]?

HELLO THERE, THANK YOU FOR HAVING ME HERE. I DRIVE BY THE INTERSECTION OF 2222 AND --

YOU GOT TO PRONOUNCE YOUR NAME.

HUH? MY NAME IS RAUL [INDISCERNIBLE] I LIVE ON [INDISCERNIBLE] I DRIVE BY THE INTERSECTION OF LAKEWOOD AND 2222 TWICE A DAY. IF THAT INTERSECTION WERE TO BE CLOSED THAT WOULD LEAVE ME TWO WAYS TO GET OUT OF THE NEIGHBORHOOD. BY BULL CREEK THAT IS REALLY NOT AN OPTION FOR ME BECAUSE MY CAR IS VERY SMALL LOW CAR, MOST OF THE TIME THE WATER IS TOO HIGH. OR BY FAR WEST, ABOUT 15 MINUTES OF DRIVING ADDS EACH WAY FOR MY COMMUTE. NOT TO SAY THAT THE 100 HORSE POWER CAR I DRIVE DOESN'T HAVE THE TIME -- CAN CLIMB THE HILL. BECAUSE OF THAT I AM

COMPLETELY AGAINST BUILDING THE RAMP. NOW YOU ASK WHY. BECAUSE I HAVE CHILDREN. IT EASY TO SEE THAT THE RAMP WILL BECOME A PUBLIC SPEEDWAY BETWEEN 360 AND LOOP 1 AND I DON'T WANT TO SEE THEM CONFRONTING THAT. I LEFT TO BRING MY FAMILY HERE BECAUSE OF SAFETY AFTER THE GREAT FLOOD OF 2005 TO COME TO THE CITY THAT WE HOPE TO LOVE. PLEASE DON'T DESTROY THAT FOR US. THANK YOU. [APPLAUSE]

Mayor Wynn: THANK YOU, RAUL. I'M GLAD YOU'RE HERE IN AUSTIN. STEVEN GALLOWAY. SIGNED UP WISHING TO SPEAK. SOME FOLKS WANTED TO DONATE TIME TO YOU STEVEN. I BET THEY HAVE ALL GONE HOME.

I'M SURE THAT THEY HAVE.

LESTER BROWN.

HERE.

ALEXANDER OKAY AND CROCKETT KEMP? OR MICHELLE MILLER? SO SIX MINUTES WORK FOR YOU STEVEN.

I WILL GO THROUGH HERE AS QUICK AS CAN. MOST OF YOU HAVE SEEN THESE SLIDES BEFORE. I'M NOT GOING TO SPEND A LOT OF TIME ON THIS. I'M OBVIOUSLY HERE ASKING YOU NOT TO BUILD THE RAMP BUT TO GO WITH THE EMERGENCY UNDERPASS. IF I CAN FIGURE OUT HOW TO DO THIS. OKAY. YOU HAVE SEEN THE BRIDGE. THIS IS LAKEWOOD DRIVE. THIS IS WHAT WE'RE TALKING ABOUT. IT'S A SMALL RURAL LANE. ONE OF THE PEOPLE THAT GOT UP TO TALK EARLIER THEY WERE OUTLET STANDING AND HAD UP THE SIGNS THAT SAID KEEP LAKEWOOD OPEN. I ASK THEM, I GO WHAT IF YOUR PARENT OR GRANDPARENTS LIVED AT THE BOTTOM OF THAT RAMP. A COUPLE OF THE PEOPLE THAT HAD TO LEAVE EARLIER DO LIVE AT THAT BOTTOM OF THAT RAMP. IT'S [INDISCERNIBLE], THEY BOUGHT THEIR LOT IN 1957. THEY HAVE BEEN THERE A LONG TIME. AND THE -- SHE JUST SAID WELL IF THEY DON'T LIKE THE TRAFFIC, THEY SHOULD JUST MOVE. WELL, THEY HAVE BEEN THERE SINCE 1957. I DON'T THINK THEY SHOULD HAVE TO MOVE. IT'S REALLY JUST A RULER LANE AND -- RURAL LANE, ANOTHER QUICK AND THE DOTE. I USED TO GO SWIMMING IN BULL CREEK PARK AS WELL. IT'S ONE OF THESE SPECIAL LITTLE NEIGHBORHOODS THAT YOU KNEW ABOUT THAT NOT A LOT OF PEOPLE DID. YOU COULD GO, WATER 20 FEET DEEP, CRYSTAL CLEAR, JUST A BEAUTIFUL PLACE. I THINK WE STILL HAVE A LOT OF THOSE PEOPLE THAT LIVE IN THAT NEIGHBORHOOD. THEY HAVE LIVED THERE OVER 30, 35 YEARS. SO THAT'S THE CHARACTER OF THE NEIGHBORHOOD THAT WE ARE TALKING ABOUT. THE FOOTPRINT OF THIS RAMP IS REALLY MASSIVE. THIS IS -- THIS IS NOT JUST A LITTLE RAMP, YOU KNOW, DIFFERENT PEOPLE ARE TALKING ABOUT HERE. THIS THING IS 550 FEET LONG AND IT'S GOING TO TAKE A BIG SWATH OUT OF THE STREET THERE. THIS IS ONE OF THE PROFILES THAT HASN'T BEEN SEEN. ON THE BLUFF SIDE A 41 SLOPE ON THE CREEKSIDE THAT'S THE RETAINING WALL FOR ALL OF THE FILL THAT'S

GOING TO GO IN THIS THING. YOU HAVE SEEN THIS PICTURE, THIS IS LAKEWOOD TODAY. THIS IS THE FAKE PICTURE THAT YOU HAVE SEEN THAT DOESN'T LOOK SO OBTRUSIVE, YOU KNOW, THERE'S NO 4 TO 1 SLOPE ON THE LEFT HAND. THE ONLY THING THAT'S GOING TO MOVE HERE IS THE TELEPHONE POLES. EVERY TREE IN THIS PICTURE IS IN THIS PICTURE, YOU KNOW, IT IS NOT GOING TO LOOK LIKE THIS. THIS MIGHT BE WHAT IT'S GOING TO LOOK LIKE IN 30 YEARS, HOWEVER YOU CAN'T GET ALL OF THAT VEGETATION ON THE RIGHT BECAUSE IT'S GOING UP TO THE CREEK. THIS RAMP WILL BE 20 FEET TALL IN SOME PLACES, GRANTED FROM THE START UP TO 2222 IT MIGHT BE 15 FEET, BUT THAT WALL WILL BE 20 FEET TALL. AND IT'S -- IT'S A TALL STRUCTURE. WE ARE NOT TALKING ABOUT A LITTLE SLOPE ON A YARDSTICK HERE. YOU KNOW, I WAS TOLD THAT -- THAT IT WAS A SEVEN AND A HALF PERCENT SLOPE. I THINK THE 4% MAY BE CORRECT. I HAVE NO IDEA FROM START TO FINISH, BUT THE RAMP IS BUILT MORE LIKE THIS. SO THERE ARE SOME STEEPER SLOPES UNLESS THEY HAVE CHANGED THEIR DESIGN. ON THE RAMP. THIS IS WHAT 20 FEET LOOKS LIKE, THIS IS WHAT THE RETAPING WALL IF IT WAS STONE WOULD PROBABLY LOOK LIKE. THIS IS WHAT WE'RE TALKING ABOUT. THIS IS WHY I WANTED TO COME UP AND SPEAK SO YOU COULD SEE PICTURES. THIS IS BULL CREEK, WHAT IS GOING TO BE DESTROYED WITH THAT RAMP. IT'S JUST A BEAUTIFUL TREASURE OF AUSTIN. OTHER PEOPLE COME HERE AND SPOKE TO TELL YOU THAT THERE ARE FUTURE PLANS ON THIS INTERSECTION. HOW LONG IS THIS RAMP GOING TO BE THERE BEFORE, YOU KNOW, IT WILL BE CLOSED AT SOME POINT? THE BRIDGE IS BEING BUILT FOR [INDISCERNIBLE] THERE ARE GOING TO BE FUTURE PLANS, IT'S A TEMPORARY FIX. OF COURSE TXDOT HAS THE UNDERPASS, YOU HAVE SEEN THE BETTER PICTURES. ONE OF THE THINGS THAT I DID WANT TO POINT OUT, YOU KNOW, THIS IS ONE OF THE FLOOD. THIS MIGHT HAVE EVEN BEEN THE ONE WITH THE CAR. I'M STANDING ON LAKEWOOD DRIVE RIGHT HERE AS YOU CAN SEE LAKEWOOD IS NOT FLOODED WITH MY CAR, YOU KNOW, SO WHEN THE WATER COMES OVER 2222 IT DOESN'T MEAN LAKEWOOD IS FLOODED. THAT'S NOT TO SAY THAT LAKEWOOD COULDN'T FLOOD AND MR. LEFFINGWELL AT ONE TIME ASKED, WANTED TO SEE FLOODING INFORMATION. I HAD A POINTER BUT I DON'T THINK THAT IT WORKS ON YOUR MONITORS. BUT LOOD DRIVE IS IN THE FLOODPLAIN, BUT THE FLOODPLAIN IS NOT LEVEL, YOU KNOW, THE FLOODPLAIN FOLLOWS THE SLOPE OF THE LAND. AS YOU GET CLOSER, AS YOU GO SOUTH ON THE MAP, THE OTHER SIDE OF 2222, THE FIRE STATIONS THERE, 513, 516. I GUESS MY POINT IS THAT THERE'S WATER COMING UNDER THE UNDERPASS, THERE'S WATER AT THE BASE OF THE RAMP. SO -- SO JUST TO THINK THAT THE RAMP IS GOING TO CURE THAT IT'S NOT. IF THE STREET IS FLOODED, THE STREET IS FLOODED. EMERGENCY SERVICES WILL HAVE TO COME IN, BACK TRAIL OR WHICHEVER DIRECTION, THAT'S JUST THE WAY IT IS THERE. HAVING THE UNDERPASS AND THE WATER COMING UNDERNEATH IS IT NOT GOING TO CAPACITY OPERATE OR SLOWCES. THE STREET IS CLOSED ONE WAY OR THE OTHER. PICTURE THAT ON NORTHWEST AUSTIN, THE BRIDGE, THE PARK THAT WILL BE BUILT, I WAS TOLD THIS BRIDGE WILL BE OPENED. AS OFTEN AS 2222 IS OPEN TODAY. THIS THING MAY BE CLOSED FOR A COUPLE OF HOURS, MAYBE TWICE A YEAR, MAYBE ONCE A YEAR. AND -- AND THIS IS TRYING TO GET OUT OF 2222. I WISH THAT I COULD HAVE SHOWN A PICTURE TODAY BECAUSE THE GUARDRAIL THEY JUST REPLACED THE STOP SIGN A COUPLE OF

DAYS, THE GUARDRAIL IS COMPLETELY CRUSHED, THE STOP SIGN KNOCKED DOWN LESS THAN A COUPLE OF WEEKS AGO, BUT ACCIDENTS ARE PREVALENT AND TO -- TO THINK THAT WHEN THIS STREET IS LEVELED OUT, THAT PEOPLE ARE GOING TO SLOW DOWN I THINK THEY -- [BEEPING] THEY SLOW DOWN NOW AS YOU START TO SLOW DOWN. THE TRAFFIC IS JUST NOT GOING TO GET ANY BETTER. WHEN WE STARTED THIS ARGUMENT A COUPLE OF YEARS AGO THE TRAFFIC ON 2222 WAS 31, 32,000. NOW IT'S NEARLY 40,000 CARS TWO YEARS LATER. AND IF YOU DON'T THINK THAT THESE CARS ARE NOT GOING TO MAKE A RIGHT TURN ON LAKEWOOD TO GO TO 360,, YOU KNOW, I THINK THAT YOU ARE LIVING IN -- IN KIND OF SOME SORT OF A MYTH. IT'S TWO TRAFFIC LIGHTS TO GET FROM LAKEWOOD TO 360. IF YOU ARE GOING NORTH ON 360 AND YOU ARE GOING TO TURN RIGHT AND YOU ARE GOING TO SIT THERE FOR ONE OR TWO LIGHTS, WHY WOULDN'T YOU GO DOWN LAKEWOOD DRIVE. SO FOR THE PEOPLE IN THE PARK YES THERE WILL BE MORE TRAFFIC, BUT IF WE STOP THE RAMP WE KNOW THOSE TRAFFIC COUNTS ARE GOING TO REMAIN AROUND 2000, OUR NEIGHBORHOOD TRAFFIC, THEY ARE NOT GOING TO CONTINUE TO GROW.

Mayor Wynn: PLEASE CONCLUDE YOUR TIME IS UP.

THIS IS MY CONCLUSION. YOU KNOW I THINK BULL CREEK IS AN AUSTIN LANDMARK AS THIS BUILDING WAS. THIS BUILDING WAS REPLACED WITH THIS. DOWNTOWN. YOU KNOW. LET'S NOT REPLACE THIS BEAUTIFUL CREEK WITH A FREEWAY RAMP WHICH IS BASICALLY WHAT'S GOING TO BE BUILT THERE. [APPLAUSE]

Mayor Wynn: CHAZ RANDALL. SIGNED UP WISHING TO SPEAK. AS DID -- WELL, BILL RADISSON DID EARLIER, HE GAVE HIS TIME UP. AND WE HAVE A NUMBER OF FOLKS WHO HAVE SIGNED UP NOT WISHING TO SPEAK FOR AND AGAINST, I'LL JUST -- I DON'T KNOW EXACTLY WHAT THAT MEANS. THOSE NAMES WILL BE INTO THE RECORD BY MS. GENT THREE. MS. GENT -- GENTRY. SO -- COUNCIL? ARE THERE ANY OTHER CITIZENS THAT WOULD LIKE TO ADDRESS US AT THIS PUBLIC HEARING? THANK YOU ALL VERY MUCH FOR YOUR PATIENCE. OBVIOUSLY THIS IS A COMPLICATED ISSUE, WE APPRECIATE THE TIME AND EFFORT YOU ALL HAVE TAKEN TO NOT ONLY GIVE US THE TESTIMONY BUT THE TIME THAT YOU HAVE SPENT IN ADVANCE OF THAT UNDERSTANDING THE COMPLEXITIES OF THE ISSUE. QUESTIONS OF STAFF, COMMENTS? COUNCILMEMBER MARTINEZ.

Martinez: I JUST WANTS TO MAKE A COUPLE OF COMMENTS. IT BEEN REPEATED OVER AND OVER ABOUT THE EMERGENCY RESPONSE SITUATION. BASED ON THE OPTIONS THAT WE HAVE BEFORE US AND I WANT PEOPLE TO UNDERSTAND THAT WHEN YOU PLAN FOR EMERGENCIES, YOU PLAN FOR THE ABSOLUTE WORST CASE SCENARIO. YOU CAN'T PLAN FOR AN EMERGENCY IN A VACUUM WHERE EVERYTHING WORKS PERFECTLY. EVERYTHING USUALLY DOES AND WILL GO WRONG. AND THAT'S HOW YOU PLAN FOR EMERGENCIES. I THINK THAT'S WHY YOU ARE HEARING THE RECOMMENDATION FROM E.M.S. AND FIRE. OBVIOUSLY IF THE ROAD, THE UNDERPASS WAS ALWAYS OPEN, WASN'T IN A FLOODPLAIN AND YOU COULD ALWAYS USE IT, IT WOULD BE A VIABLE OPTION IN AN EMERGENCY

SITUATION. BUT THAT'S NOT THE CASE. THAT'S NOT HOW WE PLAN FOR EMERGENCIES. SO I WANT TO MAKE THAT REALLY CLEAR. BECAUSE IT SEEMS LIKE SOME FOLKS ARE CONFUSED ABOUT STAFF'S RECOMMENDATION, AT LEAST THE FIRINGS DEPARTMENT AND E.M.S. STAFF. WE SIMPLY DON'T -- WE DO EVERYTHING THAT WE CAN TO AVOID THINGS LIKE WATER OVER A STREET. WE ARE ALREADY IN AN UNTENABLE SITUATION WE TRY NOT TO PUT OUR PERSONNEL IN THE WORSIZATION. -- WORST SITUATION. WE WOULD HAVE TO AVOID IT. IN THE CASE OF THAT UNDERPASS IN AN EMERGENCY SITUATION IT WOULD CAUSE A MUCH LONGER DELAY. IF -- IF THE RAMP WERE BUILT FOR THOSE HOMES BEFORE YOU HIT THE CREEK, THEY WOULD HAVE A QUICK -- A VERY RAPID RESPONSE. IF WE DIDN'T PUT THE RAMP THERE, THEY WOULDN'T HAVE THAT RESPONSE. IT WOULD BE A MUCH LONGER RESPONSE TIME. SO I AM GOING TO SUPPORT STAFF RECOMMENDATION FOR VARIOUS REASONS, BUT THAT IS GOING TO BE ONE OF THEM IF WE CHOOSE TO TAKE ACTION TONIGHT.

Mayor Wynn: THANK YOU, COUNCILMEMBER. FURTHER COMMENTS? COUNCILMEMBER KIM?

Kim: I HAVE A QUESTION ABOUT THE ISSUE OF PEOPLE CUTTING THROUGH LAKEWOOD DRIVE AND I WAS WONDERING IF THE STAFF COULD TELL ME WHAT IS THE SPEED LIMIT ON LAKEWOOD RIGHT NOW? 30 MILES AN HOUR? AND I HEARD SOME COMPLAINTS THAT PEOPLE WERE SPEEDING THROUGH THERE AND IF THERE WERE PEOPLE WHO ARE GOING THROUGH LAKEWOOD TO AVOID THE INTERSECTION AT 2222, I WAS WONDERING, CITY MANAGER, IF AFTER -- IF WE GO FORWARD WITH THE RAMP, IS THERE SOME WAY TO HAVE POLICE OUT THERE TO WATCH FOR SPEEDING AND ALSO PEOPLE ARE TURNING RIGHT WITHOUT STOPPING FULLY AT 360 BEFORE THEY TURN RIGHT ON TO 360, THAT WOULD BE NOT STOPPING, THEY GET A TICKET FOR THAT, CORRECT? FOR NOT COMING TO A FULL STOP? OKAY. SO WE CAN THEN MONITOR THAT SITUATION?

I DON'T WANT TO LEAVE THE IMPRESSION THAT YOU ARE GOING TO HAVE A POLICE OFFICER POSTED AND SITTING THERE 24/7 BECAUSE THAT WON'T HAPPEN. WHAT YOU CAN DO IS TARGETED PATROLS. WE CAN DO PERIODIC PATROLS THROUGH THE AREA, A VARIETY OF OTHER TECHNIQUES THAT WE USE IN NEIGHBORHOODS IN AREAS WHERE WE ARE HAVING PROBLEMS WITH TRAFFIC.

OKAY. BECAUSE THERE ISN'T ANY WAY TO SAY THAT PEOPLE CAN'T CUT THROUGH ON LAKEWOOD WITHOUT TURNING BECAUSE IT'S A PUBLIC ROAD. PEOPLE ARE ALLOWED TO DRIVE ON IT.

Futrell: NO YOU ARE EXACTLY RIGHT. OUR ENTIRE ROAD SYSTEM IS A GRID. DESIGNED TO BE USED NOT JUST BY PEOPLE WHO LIVE IN THE AREA OR PEOPLE WHO LIVE BESIDES THE ROAD, BUT BY EVERYONE IN THE CITY TO USE THE STREET GRID AS PART OF THE ROADWAY SYSTEM. THAT'S THE WHOLE POINT OF THE ROADWAY SYSTEM. AND, YES, IT IS TO BE USED AND CAN BE USED AND IS DESIGNED TO BE USED FOR MORE THAN JUST THE

PEOPLE WHO LIVE ON THAT ROAD.

I HOPE THEN THAT IF THERE IS A RAMP, PEOPLE ARE CONCERNED ABOUT, I MEAN EVEN RIGHT NOW PEOPLE ARE CONCERNED ABOUT IT, CAN DO SOMETHING ABOUT THAT, BECAUSE IF PEOPLE ARE SEEING THAT'S A FASTER ROUTE, THERE'S ONE WAY TO SLOW THAT DOWN, PEOPLE CAN COME TO A FULL STOP WHEN THEY REACH 360, ALSO MAINTAIN THE SPEED LIMIT, A PATROL OFFICER WHO IS VISIBLE THERE ON JUST ENFORCING THE SPEED LIMIT. I'M HOPING THAT WILL HELP.

Mayor Wynn: FURTHER QUESTIONS, COMMENTS? MAYOR PRO TEM?

Dunkerly: ALL OF THE CITIZENS OUT HERE, I HAVE REALLY STRUGGLED A LOT WITH THIS ISSUE. I HAVE LISTENED TO MANY OF THE PEOPLE THAT ARE ON BOTH SIDES OF THESE ISSUES AND THERE MAY BE THREE ISSUES OUT HERE I DON'T KNOW BUT I THINK THAT I HAVE LISTENED FAIRLY -- VERY CAREFULLY TO ALL OF THEM. AND AFTER A LOT OF THOUGHT AND CARE I REALLY AT THIS POINT CAN'T -- CAN'T SUPPORT CLOSING LAKEWAY [SIC] BUT I HAVE HEARD SOME ISSUES TONIGHT THAT I WOULD LIKE TO GET ADDITIONAL CLARIFICATION ON. SO IF AND WHEN THIS RAMP IS BUILT OR NOT BUILT OR WHAT HAVE YOU, WE HAVE THESE ISSUES ADDRESSED. ONE HAS TO DO WITH THE SAME THING THAT COUNCILMEMBER KIM MENTIONED THAT IS SPEEDING. I THINK THAT I HEARD THAT FEAR ALMOST MORE THAN ANY OTHER, WHETHER IT WAS LEAVING IT OPEN OR CLOSING IT. PEOPLE ARE CONCERNED ABOUT THE SPEEDING IN THE NEIGHBORHOOD. SO I WOULD LIKE TO ASK PUBLIC WORKS TO TAKE A LOOK AT THIS. I KNOW THAT LAKEWOOD IS PROBABLY THAT MAIN ROAD THROUGH THIS AREA AND I KNOW THAT WE HAVE TROUBLE WITH SPEED BUMPS, ET CETERA, WHEN WE HAVE PUBLIC SAFETY ISSUES AND PUBLIC SAFETY VEHICLES HAVING TO GET THROUGH. AND ANOTHER MINOR ISSUE WE HAVE NO MONEY FOR IT. BUT COULD YOU TAKE A LOOK AT THAT AREA AND SEE -- SEE WHAT COULD BE DONE NOT ONLY ENFORCEMENT-WISE BUT STRUCTURAL KINDS OF SOLUTIONS THAT MIGHT HELP WITH THE SPEEDING. IN ADDITION, MS. CREIGHTON, I WOULD LIKE YOU TO ADDRESS THE ISSUES DEALING WITH BICYCLE SAFETY GOING ON AND OFF OF 2222. I KNOW ONE OF THE SPEAKERS SAID THAT IT WAS SAFER GOING OFF OF LAKEWOOD ON TO 2222 BUT I THINK THAT IF WE ARE GOING TO BE ADDRESSING THAT ISSUE I WOULD LIKE TO SEE WHAT CAN BE DONE WITH THAT AREA AND THE THIRD THING IS DEALING WITH THE -- WITH THE LACK OF VISIBILITY AT THE HEAD OF LAKEWOOD. WHEN -- IF THIS IS REBUILT I WOULD LIKE YOU TO MAKE SURE THAT BETWEEN THE CITY AND TXDOT THAT YOU HAVE THE GREATEST VISIBILITY BOTH COMING AND GOING THAT WILL IMPROVE THE SAFETY OF THAT INTERSECTION AND SO -- SO THOSE ARE THREE OF THE THINGS THAT I'M REALLY, REALLY INTERESTED IN, IF YOU -- YOU MAY KNOW SOME OF THIS OFF THE TOP OF YOUR HEAD, SOME OF IT YOU MAY NEED TO RESEARCH.

WE WILL CERTAINLY WORK WITH TXDOT ON THE CONNECTIONS AND EVERYTHING AND THE VISIBILITY REGARDING THE TRAFFIC CALMING MEASURE. WE WOULD CERTAINLY BE ABLE TO LOOK AT THAT AND ONE OF THE THINGS ABOUT LAKEWOOD DRIVE IS -- IS TYPICALLY

WHEN WE LOOK AT TRAFFIC CALMING WE ARE CONCERNED ABOUT PUTTING CUSHIONS JUST ON ONE ROAD AND THEN IT DIVERTS TRAFFIC TO OTHER AREAS. THE UNIQUE THING ABOUT LAKEWOOD DRIVE IS YOU WOULDN'T HAVE THAT PROBLEM. YOU COULD SIMPLY PUT CUSHIONS ON LAKEWOOD DRIVE AND THAT IN ITSELF WOULD BE A GOOD TRAFFIC CALMING SOLUTION FOR THAT AREA.

Dunkerly: WHEN I SAW THE PICTURES IT REMINDED ME THAT MIGHT BE THE CASE.

THAT'S RIGHT.

Dunkerly: WHAT ABOUT THE BIKES?

AND FROM THE BIKING PERSPECTIVE, WHAT WE HAVE HEARD, TOO, IS THAT THEY PREFER THE CYCLISTS PREFER TO KEEP, I HAVE RECEIVED A NUMBER OF E-MAILS SAYING THEY PREFER TO KEEP A RAMP THERE OR RAMP CONNECTION THERE, THAT THAT'S IMPORTANT TO THEM. BUT WE WOULD WORK WITH THE CYCLING COMMUNITY TO MAKE SURE THAT THAT -- THAT THE ROUTE IS SAFE. IN FACT THAT'S SOMETHING THAT OUR BICYCLE TASK FORCE COULD TAKE UP AS WELL. ING.

ALL RIGHT. THANK YOU.

Mayor Wynn: COUNCILMEMBER MCCRACKEN.

McCracken: WHAT I WANT TO START IS SAYING WHAT WE HAVE BEFORE US TONIGHT IS A WHOLE WORLD BETTER THAN WHAT GOT US STARTED TWO YEARS AGO. I THINK FOLKS ARE A LITTLE MORE UNFAMILIAR MORE RECENTLY TO WHAT'S BEEN GOING ON WITH THIS PROPOSAL AND I THINK THAT THERE'S BEEN A MISUNDERSTANDING THAT THIS WAS AN EFFORT TO CREATE A PRIVATE ROAD OR SOMETHING. I THINK ALL OF US WHO SAW, ALL OF US, INCLUDING LIKE THE BOARD OF THE NORTHWEST AUSTIN CIVIC ASSOCIATION WHICH UNANIMOUSLY RECOMMENDED AGAINST THIS RAMP ORIGINALLY, IT WAS A BIG INDUSTRIAL HIGHWAY RAMP ON ONE OF OUR NEATEST STREETS IN AUSTIN LAKEWOOD DRIVE RIGHT THERE BY BULL CREEK. IT WAS GOING TO WIPE OUT ALL OF THE VEGETATION ALMOST ALL THE WAY TO THE CREEK. IT WAS GOING TO TAKE UP A COUPLE OF HOUSES. THERE'S A GUY IN THE AUDIENCE, I'M GOING TO BRAG ON TXDOT, TERRY MCCOY HAS DONE AN AWESOME JOB. HE HAS GIVEN US I THINK TWO FAIR AND GOOD CHOICES TONIGHT. NOT A LOT OF TIMES -- WE JOKE TO TERRY THAT TXDOT HAS A OBTAININGROUS REPUTATION FOR RESPONSIVENESS AND CREATIVITY. BUT WHAT WE HAVE SEEN IS THAT THIS IS A WORLD, WORLD BETTER IN BOTH RESPONSE -- BOTH AREAS. I THINK ONE OF THE KEY THINGS, THIS IS ON THE CITY SIDE, IF -- I WANT TO MAKE SURE PEOPLE KNOW WHAT A GREAT JOB TERRY MCCOY WITH TXDOT HAS OPPORTUNITY, HOW MUCH I APPRECIATE IT, TERRY, AS WELL. [APPLAUSE] THERE WAS ORIGINALLY A RAMP, IN CONJUNCTION, TO SUBSTANTIALLY WIDEN TO SOME DEGREE LAKEWOOD RAMP. PETER IF HE COULD GIVE US AN UPDATE OF WHAT'S PLANNED. THE PICTURES THAT WE SAW SHOWED LAKEWOOD REMAINING IN ITS CURRENT

CHARACTER OTHER THAN THE RAMP. I THINK IT WOULD BE VERY IMPORTANT TO PEOPLE TO KNOW HOW ACTIVE THAT PHOTO IS, IF WE CAN EVEN DO BETTER.

I THINK THAT I WILL ASK TERRY TO COME ON UP HERE AS WELL. HE MAY BE ABLE TO TALK ABOUT IT IN A LITTLE BIT MORE DETAIL. BUT LET ME GET OVER TO THAT SLIDE.

PARTLY THIS -- PART OF THIS WILL BE CITY OF AUSTIN.

SO I THINK THAT THE KEY THING, ACTUALLY TERRY SINCE YOU ARE THE ONE WHO CAME UP WITH THIS, WHY DON'T YOU GO AHEAD AND EXPLAIN WHY THE PROJECT WAS AT THE BEGINNING AND THEN HOW YOU WORK TO MAKE IT A SMALLER FOOTPRINT AND TO MAKE IT FIT IN MORE WITH THE ENVIRONMENT. I THINK THAT WOULD HELP IF YOU WOULD DO THAT.

GOOD QUESTION.

WHEN WE STARTED OF COURSE TXDOT TENDS TO DESIGN TO -- TO -- TO HIGHER CRITERIA. THAT'S THE BUSINESS THAT WE ARE IN. WE HEARD A LOT OF CONCERN ABOUT THAT. SO WHAT WE DID, WE SCALED BACK FROM EXCUSE ME MY VOICE..... VOICE, WE HAD TWO 12-FOOT LANES WITH I BELIEVE SIX FOOT SHOULDERS, I'M TRYING TO STEP BACK A LITTLE WAYS HERE. WE HEARD THE CONCERN ABOUT THE LOSS OF -- THE POTENTIAL LOSS OF VEGETATION, SO WE WORKED WITH SONDRAS AND PETER AND WE SCALED THAT BACK TO MINIMUM CRITERIA. WHICH IS TWO 10-FOOT LANES. WE HAVE FOUR FOOT SHOULDER ON THE OUTSIDE, TWO FOOT SHOULDER ON THE INSIDE. BY DOING THAT, THE -- THE VEGETATION ON THE CREEKSIDE THERE'S ONLY THREE TREES OF -- OF 8 INCHES OR DIAMETER OR LARGER THAT -- THAT WOULD COME OUT AND TWO OF THOSE ARE HACKBERRIES, ONE IS A CEDAR. CERTAINLY ON THE OTHER SIDE OF THE BLUFF WE NEED TO DO SOME WORK. BUT WE CAN SAVE A LOT OF THOSE TREES BY HOW WE HANDLE THAT SLOPE AND THAT ISSUE WAS POSED ON THEIR TONE. WE CAN CERTAINLY DO MORE WORK THERE. WE INTEND TO.

YES, I THINK THE ORIGINAL PROPOSAL FOR THE RAMP WAS 44 FEET WIDE. TWO 12-FOOT LANES, TWO 10-FOOT SHOULDERS, WIDER THAN THE ARTERIALS IN THE CITY OF AUSTIN. BIG DEAL, IF YOU HAVE GOTTEN IT DOWN NOW, WE HAD THE COMMUNITY MEETING IN MURCHISON, WHAT THE THREE OF YOU ALL HAVE COME UP DOWN FROM 44 TO 26 FEET WIDE WHICH IS NARROWER THAN A TYPICAL NEIGHBORHOOD STREET. THIS IS A DRAMATIC CHANGE IN THE SCALE OF WHAT'S BEING PROPOSED. AND BUT SO SONDRAS I KNOW THAT THAT HAD AN IMPACT ON THE DESIGN OF LAKEWOOD DRIVE ITSELF BUT HOW THE CITY PORTION WOULD RELATE TO LAKEWOOD AND WHAT I DON'T KNOW THE ANSWER TO IS WHAT ARE THE CITY'S PLANS ON HOW TO DEAL WITH IMPROVEMENTS TO LAKEWOOD DRIVE IF AT ALL?

WE DON'T REALLY HAVE THAT PROGRAMED RIGHT NOW, BUT WE CAN CERTAINLY TAKE A LOOK AT THAT AND SEE IF, YOU KNOW, THERE IS SOME TYPE OF IMPROVEMENTS THAT

COULD BE DONE THAT WOULD BE BENEFICIAL TO THE TRAFFIC FLOW IN THE NEIGHBORHOOD AND TO MAYBE EVEN TO THE PEDESTRIAN SITUATION.

McCracken: ALSO I WAS THINKING ARE THERE ANY PLANS TO WIDEN IT? I KNOW AT ONE POINT THERE WAS I THINK BY NECESSITY IF YOU WERE GOING TO HAVE A 44 WIDE HIGHWAY RAMP THAT YOU HAD TO HAVE THE STREET CONNECT TO IT. NOW THAT THE RAMP IS SIZE SHRUPG TO 26 FEET WIDE, WHAT DOES THAT REQUIRE, DOES THE CITY OF AUSTIN HAVE TO CHANGE THE WIDTH OF LAKEWOOD DRIVE AT ALL NOW?

ACTUALLY WHAT PETER SAID WE REDUCED THE WIDTH OF THE RAMP SO THAT IT'S CONSISTENT WITH THE WIDTHS OF THE EXISTING ROAD. WE DON'T HAVE ANY PLANS TO WIDEN LAKEWOOD DRIVE FURTHER.

McCracken: THAT IS A VERY INNOVATIVE THING THAT I REALLY APPRECIATE WHAT THE THREE OF YOU ALL HAVE DONE ON THAT. I THINK A LOT OF THE CONSTERNATION IS NOT THAT WE HAD A HIGHWAY RAMP 44 FEET WIDE, THAT WAS GOING TO REQUIRE LAKEWOOD DRIVE ITSELF TO BECOME A 44-FOOT WIDE ROAD FROM A 26-FOOT WIDE ROAD, RADICALLY CHANGE THE CHARACTER OF THE ROAD. IT APPEARS NOW THAT THE RAMP ITSELF IS SMALLER, BECAUSE THE DESIGN CAME OUT THE LAST FEW MEETINGS. THE RESULT OF THAT IS THAT THE CHARACTER OF LAKEWOOD DRIVE ITSELF CAN REMAIN UNCHANGED. I WANTED TO CONFIRM THAT'S THE PLAN.

THAT'S RIGHT.

OKAY.

CAN YOU LET US KNOW WHAT THE SCHEDULE IS FOR THE LOW WATER BRIDGE WHICH IS SOMETHING THAT NEEDS TO GET DONE REGARDLESS.

FROM WHAT I UNDERSTAND, THE SCHEDULE FOR COMPLETION OF THE CONSTRUCTION WOULD BE SOMETIME IN 2008. THEY WERE HOPING WATERSHED IS HANDLING THAT PROJECT, THEY WERE HOPING TO GET IT DONE SOONER THAN THAT, BUT THEY HAVE RUN INTO SOME UTILITY CONFLICT. SO IT'S DELAYED IT A BIT. WE CAN CERTAINLY -- [MULTIPLE VOICES]

McCracken: MAKE SURE THAT WE DO ONE OF THESE BRIDGES AND COMPLETE BEFORE WE START THE OTHER ONE OR NO ONE WILL HAVE ANY ACCESS. WE ARE ALL ON BOARD ON THAT ONE.

YES.

GOOD, OKAY.

I THINK MY PERSONAL PERSPECTIVE I AS A WERE OF THE NEIGHBORHOOD -- AS AREN'T OF THE NEIGHBORHOOD HAD A LITTLE BIT OF A PAROCHIAL INTEREST, I LOVE BULL CREEK, BULL CREEK PARK, THIS BUILDING THAT WE ARE IN IS DESIGNED FROM BULL CREEK PARK. THIS IS NO MERE PLACE IN THE CITY OF AUSTIN. THIS BUILDING IS DESIGNED FROM IT FROM ANTWAN PREDOCK'S SKETCH OF BULL CREEK PARK. I THINK THAT FOLKS MAY THINK THAT NOTHING CAME OUT OF THIS, BUT I AT LEAST VIEW THAT WHAT EMERGED IS A VERY, VERY DIFFERENT PROPOSAL FROM INITIAL. I THINK IT'S GREAT WORK BY TERRY AND SONDRRA. THAT IT HAS PRESERVED THE CHARACTER, GAVE US THE OPPORTUNITY TO PRESERVE ACCESS AND PRESERVE THE CHARACTER OF A VERY, VERY SPECIAL PLACE IN OUR CITY. AND NOT ONLY THAT, BUT THIS KIND OF EMERGED LATE, THIS LATEST DESIGN EMERGED AT THE PUBLIC MEETING AT MURCHISON AND SO I THINK THAT WE HAVE SEEN WHAT IS PROBABLY IN THE WAY OF COMPROMISE, BUT A COMPROMISE THAT I THINK REALLY, REALLY GETS THE VAST MAJORITY OF THE INTERESTS MET. AND I FOR ONE IS NOT JUST HERE ON THE COUNCIL BUT IN THE AREA REALLY APPRECIATE THE WORK THAT YOU ALL HAVE DONE TO HELP MAKE ALL OF THAT POSSIBLE. THANKS.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? COUNCILMEMBER LEFFINGWELL.

Leffingwell: WELL, FIRST I AM VERY SYMPATHETIC ON TO THE PROBLEM OF CUT THROUGH TRAFFIC. I LIVE IN A CUT THROUGH STREET MYSELF SO I KNOW HOW IT FEELS. BUT THAT BEING SAID, IF -- IF THE -- IF THE UNDERPASS IS USED INSTEAD OF THE RAMP, WE ACTUALLY HAVE TO SCRAPE BULL CREEK. WE HAVE TO DIG OUT A LITTLE BIT OF BULL CREEK IF I READ THE LETTER FROM PUBLIC WORKS CORRECTLY. NOT ONLY THAT WE STILL DON'T HAVE SOMETHING ACCESS FROM THE FIRE STATION ON THE OTHER SIDE AND THE CITY HAS TO PAY FOR BUILDING TAKE SEGMENT OF THE ROAD. I DON'T THINK IT'S THE RIGHT THING TO DO SO I WON'T BE ABLE TO SUPPORT THE NO RAMP OPTION.

Mayor Wynn: COUNCILMEMBER KIM?

Kim: I THINK THIS IS -- ONE CORRECTION THERE, I THINK THAT WE MAY HAVE MISCOMMUNICATED SOME OF THAT INFORMATION REGARDING THE ENVIRONMENTAL IMPACT. I WANT TO MAKE THAT CORRECTION. I SENT A MEMO TO YOU ALL UPDATING YOU. BUT UNFORTUNATELY I GOT THAT OUT A BIT LATE. BUT WE SPOKE TO WATERSHED, THEIR ENVIRONMENTAL ASSESSMENT IS EITHER THE -- THE UNDERPASS SOLUTION OR THE RAMP SOLUTION WOULD BE NEUTRAL BECAUSE IN ONE CASE YOU HAVE TO ADD A BRIDGE SPAN WHICH WIDENS IT. IN THE OTHER CASE IF YOU ARE PUTTING A RAMP IN YOU ARE ALSO DOING CONSTRUCTION JUST IN A DIFFERENT DIRECTION. SO ALTHOUGH INITIALLY OUR UNDERSTANDING WAS THAT IT WOULD BE WORSE IN FACT WHAT THEY HAVE TOLD US IS THAT IT'S -- THEY ARE PRETTY NEUTRAL IN THAT. SO I JUST WANT TO MAKE THAT CORRECTION, YOU KNOW. I APOLOGIZE FOR NOT GHEAGHT TO YOU SOONER.

I DID READ YOUR BACKUP LETTER CORRECTLY. WHERE IT SAID THERE WOULD BE -- ABOUT

A FOOT AND A HALF.

I HAVE SPENT YOU SO MANY MEMOS ON THIS. I KNOW IT'S PROBABLY GOTTEN CONFUSING. YEAH. THE ONE THAT I JUST SENT OUT TODAY. SO I REALLY APOLOGIZE FOR GETTING THAT TO YOU TOO LATE. THEIR VIEW IS THAT THEY ARE NEUTRAL ON WHETHER YOU GO WITH THE UNDERPASS OR THE RAMP. JUST FROM THE ENVIRONMENTAL PERSPECTIVE.

Leffingwell: I UNDERSTAND. AND I AM CORRECT ON THE OTHER THINGS THAT I MENTIONED.

YES, YOU ARE CORRECT.

Mayor Wynn: THANK YOU, MS. CREIGHTON, COUNCILMEMBER KIM.

Kim: GIVEN WHAT HAS BEEN PRESENTED TO US, I THINK THE RAMP IS THE BEST OPTION. NOT THE ORIGINAL RAMP OF COURSE. I'M GLAD TXDOT HAS BEEN ABLE TO HELP US IN MODIFYING IT SO THAT WE ARE SAVING SOME OF THE VEGETATION, WE ARE REDUCING THE SIZE OF THE FOOTPRINT. I THINK THAT IS PROGRESS. I'M GLAD THAT WE HAVE HAD THE TIME, TAKEN THE TIME TO DO THAT. BUT AT THE SAME TIME I AM SYMPATHETIC FOR THE NEIGHBORS WHO ARE DEALING WITH THE CUT THROUGH TRAFFIC SO I WILL BE ASKING THE CITY MANAGER TO STEP UP SOME PATROLS AND HAVE SOME SPOT PATROLS SO WE CAN HELP YOU WITH THAT BEFORE CONSTRUCTION BECAUSE I THINK THAT'S SOMETHING THAT IS -- THAT WE CAN HELP YOU WITH AND I HOPE TO SEE THAT REDUCED IN THE NEIGHBORHOOD FOR YOU AND ALSO FOR SAFETY ON THE ROAD IN GENERAL. AND THEN I'M LOOKING FORWARD TO ANY PROPOSALS THAT MAY COME FORWARD IN TERMS OF THE TRAFFIC THERE AS WELL. IN THE MEANTIME IT IS ACCESS TO A CITY PARK THAT WE ALL ENJOY. ONE OF THE DOG PARKS IN OUR CITY, I DO SEE A LOT OF PEOPLE WHO ENJOY ACCESS TO THAT AND FORCING THEM TO GO THROUGH THE NEIGHBORHOOD OR GOING FROM 360 I DON'T THINK THAT IS SOMETHING THAT IS REASONABLE AS WELL AS PUBLIC SAFETY CONCERNS AND RESPONSE TIME. THAT IS THE MOST COMPELLING REASON FOR US TO GO WITH THE RAMP OPTION RIGHT NOW.

I THINK COUNCILMEMBER FURTHER COMMENTS, QUESTIONS? IF NOT I'LL ENTERTAIN A MOTION ON ITEM 84. 86.

Dunkerly: MAYOR, I WOULD MOVE APPROVAL OF THE STAFF RECOMMENDATION FOR THE INTERSECTION OF 2222 AND LAKEWOOD.

Mayor Wynn: MOTION BY THE MAYOR PRO TEM TO CLOSE -- DISIEWNG EXCUSE ME, WITH AND YOU OF THE OTHER SUGGESTIONS THAT COUNCILMEMBER KIM AND I HAVE ADDED REGARDING THE TRAFFIC.

Mayor Wynn: MOTION BY THE MAYOR PRO TEM TO CLOSE THE PUBLIC HEARING AND -- AND APPROVE STAFF RECOMMENDATION THAT'S VERY MUCH AMENDED RAMP PLAN WITH

FURTHER DIRECTION, SECONDED BY COUNCILMEMBER KIM WITH FURTHER DIRECTION REGARDING ADDITIONAL OPPORTUNITIES FOR TRAFFIC CONCERNS. MOTION AND SECOND ON THE TAIL. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. [APPLAUSE]

Mayor Wynn: I CAN'T BELIEVE THAT WE ARE HERE AT 12:40. OH -- OH, HI DAVID. I'M SORRY, THERE BEING NO MORE BUSINESS BEFORE THE CITY COUNCIL, WE NOW STAND ADJOURNED, THANK YOU, IT IS 12:41 A.M.

End of Council Session Closed Caption Log